This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

+ *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.

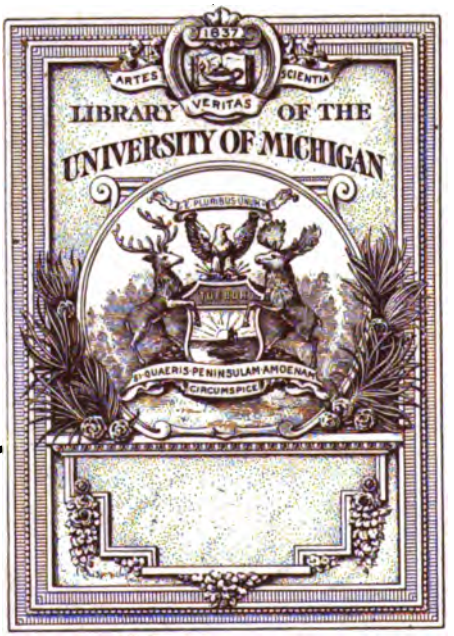
+ *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.

+ *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.

+ *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at `http://books.google.com/`


1837
ARTES
SCIENTIA
VERITAS
LIBRARY OF THE
UNIVERSITY OF MICHIGAN
E PLURIBUS UNUM
TUEBOR
SI QUAERIS PENINSULAM AMOENAM
CIRCUMSPICE

J
87
.I6

JOURNAL

OF THE

INDIANA STATE SENATE,

DURING THE

FIFTY-SECOND SESSION

OF THE

GENERAL ASSEMBLY,

COMMENCING ON THURSDAY, JANUARY 6, 1881.

REGULAR SESSION.

INDIANAPOLIS:
CARLON & HOLLENBECK, PRINTERS AND BINDERS.
1881.

JOURNAL

OF THE

SENATE OF INDIANA.

THURSDAY MORNING.

JANUARY 6, 1881.

This being the day prescribed by the Constitution of the State of Indiana (Article IV, section 9) for the meeting of the General Assembly, Senators holding over and Senators elect met in the city of Indianapolis, in the Superior Court room, in the northeast corner of the Marion county Court-house, at 10 o'clock A. M.

Under authority contained in the statute of December 23, 1872, the Auditor of State, Hon. Mahlon D. Manson, commanded order, and the session was opened with prayer by Elder W. B. F. Treat, of the Christian Church in Monroe county.

Twenty-five Senators elected in October, 1877, for the constitutional term of four years, appeared and answered to their names, as follows:

From the counties of Posey and Gibson, Gustavus V. Menzies.
From the counties of Warrick and Pike, Thomas B. Hart.
From the counties of Spencer and Perry, Henry Kramer.
From the counties of Crawford, Harrison and Orange, John Benz.

180216

From the counties of Dubois, Martin and Lawrence, William Traylor.

From the counties of Clark and Scott, Moses Poindexter.

From the county of Jefferson, E. R. Wilson.

From the counties of Franklin and Ripley, S. E. Urmstan.

From the counties of Dearborn and Ohio, Lavin J. Woollen.

From the counties of Brown, Monroe and Bartholomew, Richard L. Coffey.

From the counties of Greene and Daviess, David J. Hefron.

From the counties of Knox and Sullivan, Frederick W. Viehe.

From the counties of Parke and Vermillion, Oliver P. Davis.

From the county of Wayne, Daniel W. Comstock.

From the counties of Randolph and Delaware, Marcus C. Smith.

From the counties Howard and Miami, Milton Garrigus.

From the county of Tippecanoe, Byron W. Langdon.

From the counties of Benton, Newton and Jasper, George W. Majors.

From the counties of Lake and Porter, Thomas J. Woods.

From the counties of St. Joseph and Starke, David R. Leeper.

From the county of Cass, Charles Kahlo.

From the county of Allen, Thomas J. Foster.

From the county of Huntington and Wells, Abner H. Shaffer.

From the counties of Adams, Jay and Blackford, Thomas S. Briscoe.

From the counties of Morgan and Johnson, George W. Grubbs.

Twenty-five Senators, elected last October, came forward as their districts were called, and, standing in front of the Secretary's table, took the oath of office as administered by the Hon. Wm. E. Niblack, one of the Judges of the Supreme Court of Indiana, in the following order:

From the county of Vanderburgh, Wm. Rahm, Jr.

From the counties of Decatur and Shelby, Francis M. Howard.

From the counties of Floyd and Washington, Samuel B. Voyles.

From the counties of Jackson and Jennings, Jason B. Brown.

From the county of Vigo, Francis V. Bischowsky.

From the counties of Clay and Owen, Isaac M. Compton.

From the counties of Henry, Delaware and Randolph, Eugene H. Bundy.

From the counties of Boone and Clinton, Henry M. Marvin.

From the county of Montgomery, Theodore H. Ristine.
From the counties of Fountain and Warren, Arnet R. Owen.
From the county of Laporte, Wm. B. Hutchinson.
From the counties of Marshall and Fulton, Wm. H. Davidson.
From the counties of Kosciusko and Wabash, Warren G. Sayre.
From the county of Elkhart, David H. White.
From the counties of Grant and Madison, Charles L. Henry.
From the counties of Lagrange and Noble, Henry Hostetter.
From the counties of Steuben and DeKalb, Francis Macartney.
From the counties of Allen and Whitley, Robert C. Bell.
From the counties of Carroll, White and Pulaski, Jacob Keiser.
From the county of Marion, Flavius J. VanVorhis and George H. Chapman.
From the counties of Marion, Hancock and Shelby, Simon P. Yancey.
From the counties of Hendricks and Putnam, Simpson F. Lockridge.
From the counties of Tipton and Hamilton, Robert Graham.
From the counties of Rush, Fayette and Union, Jesse J. Spann.

The Auditor of State made the formal announcement that there was a quorum present, and thereupon,

Mr. Menzies moved that the Senate proceed to the election of a President pro tem., and for that position nominated the Senator from Knox, Mr. Viehe.

The ayes and nays being demanded by Messrs. Foster and Menzies, they were ordered, and being taken resulted as follows:

Those voting in the affirmative were:

Senators Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Piondexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Total, 47.

Senator Spann voting in the negative.

So the motion was agreed to, and the Auditor of State declared Mr. Viehe duly elected President pro tem. of the Senate.

Upon taking the chair, Mr. Viehe said:

SENATORS:—I thank you for the kindness and respect you have shown me in electing me your temporary presiding officer. The time during which I may preside will probably be short, but while I occupy the chair I shall try to discharge its duties faithfully and impartially, and in my efforts to do so I hope to have the co-operation of every one of you. The first business in order is the election of a Principal Secretary, but before we proceed with that, I think it proper that tellers should be appointed, and I suggest that one Senator from each side be selected to keep count or tally of the vote as it is taken.

Several Senators. "Consent," "consent."

The President pro tem. appointed Senator Foster, and suggested that the other Senator be named from the floor.

Senator Grubbs was so chosen.

Mr. Menzies nominated James H. Rice of Floyd county, for Principal Secretary of the Senate.

Mr. Langdon nominated Oliver M. Wilson of Marion county, for the same position.

There being no further nominations, the roll was called and reported by the tellers, as follows:

Those who voted for Mr. Rice were:

Senators Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Senators Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

No one having received a majority of all the votes cast, another vote was ordered.

On motion by Mr. Menzies, it was ordered that when the Senate adjourn it will adjourn till to-morrow morning at 10 o'clock.

The second vote for Principal Secretary of the Senate was then taken, and reported by the tellers as follows:

Those who voted for Mr. Rice were:

Senator Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Senators Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

No one having received a majority of all the votes cast, a third vote was ordered, and being taken, was reported by the tellers as follows:

Those who voted for Mr. Rice were:

Senators Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Senators Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

No one having received a majority of all the votes cast, a fourth vote was ordered.

Mr. Langdon moved that the Senate do now adjourn.

The yeas and nays were demanded by Senators Menzies, Hefron, Brown, Kramer and Bell, and, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Senators Bischowsky, Briscoe, Bundy, Langdon, Majors, Poindexter, Rahm, Shaffer, Smith, Traylor and Woollen. Total, 11.

Those voting in the negative were:

Senators Bell, Berry, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Ristine, Sayre, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Total, 38.

So the motion was rejected.

The fourth vote for Principal Secretary of the Senate was then taken, and reported by the tellers as follows:

Those who voted for Mr. Rice were:

Senators Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Senators Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

No one having received a majority of all the votes cast, a fifth vote was ordered, and being taken was reported by the tellers as follows:

Those who voted for Mr. Rice were:

Senators Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Senators Bischowsky, Bundy, Chapman, Comstock, Garrigus,

Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

No one having received a majority of all the votes cast,

Mr. Menzies moved that the Senate do now adjourn.

The yeas and nays were demanded by Senators Brown, Spann, Wilson, Chapman and Bundy, and, being ordered and taken, were reported by the tellers as follows:

Those who voted in the affirmative were:

Senators Bell, Bischowsky, Briscoe, Brown, Chapman, Coffey, Comstock, Davidson, Davis, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Majors, Marvin, Menzies, Poindexter, Shaffer, Urmstan, VanVorhis, Viehe, Voyles and Woods. Total, 29.

Those who voted in the negative were:

Senators Benz, Bundy, Compton, Foster, Garrigus, Graham, Henry, Howard, Lockridge, Macartney, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, White, Wilson, Woollen and Yancey. Total, 21.

So the motion was agreed to.

And accordingly the Senate adjourned till to-morrow morning at 10 o'clock.

F. W. VIEHE,

President of the Senate, pro tem.

FRIDAY MORNING.

JANUARY 7, 1881.

The Senate met at 10 o'clock, President pro tem. Viehe in the Chair.

The President pro tem. announced the appointment of pages, to wit:

Harry Bowser, George Price, Ralph J. Pendleton and Harry Richardson.

Mr. Bell offered the following:

WHEREAS, It is of great importance that a speedy organization of the Senate be effected by the choice of officers thereof, in order that business may be at once proceeded with; and

WHEREAS, There have been numerous votes taken which have all resulted in an equal division, and no choice has been made; and

WHEREAS, Such delay in legislation is attended with an expense to the State of about one thousand dollars per day; therefore,

Resolved, That James H. Rice, the nominee of the Democratic caucus, be and he is hereby chosen Principal Secretary of the Senate; that Robert Sears, the nominee of the Republican caucus, be and he is hereby chosen Assistant Secretary of the Senate, and that W. Y. Monroe, also the nominee of the Republican caucus, be and he is hereby chosen Doorkeeper of the Senate.

Mr. Chapman moved to lay the preamble and resolution on the table.

The yeas and nays were demanded by Senators Menzies and Benz, and being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garragus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lock-

ridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Nays, 25.

So the motion to lay on the table was rejected.

The question recurring on the adoption of the resolution,

The ayes and nays were demanded by Messrs. Chapman and Shaffer, and being ordered and taken, resulted as follows:

Those voting in the affimative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Wood and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 25.

So the resolution was rejected.

Mr. Shaffer moved that the Senate proceed to the election of a Principal Secretary.

Which was agreed to, by consent.

Mr. Poindexter nominated Charles W. Brouse, of Marion county.

Mr. Brown nominated James H. Rice, of Floyd county.

Mr. Langdon nominated Oliver M. Wilson, of Marion county.

There being no further nominations the Senate proceeded to vote for Principal Secretary.

The following was the result of the sixth vote:

Those voting for Mr. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Total, 25.

Those voting for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Total, 24.

Mr. Poindexter voting for Mr. Brouse.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

By permission of the Senate the Auditor of State, Hon. Mahlon D. Manson, announced that on the day before the assembling of the Senate he had requested Mr. W. H. Drapier, a stenographer, who has acted for several sessions as Minute Clerk of the Senate, to attend the sittings of the Senate and keep a record of the proceedings of the body until its complete organization; and that this morning he had deputized Mr. J. R. Hoagland, the Reading Clerk of the last session, to act in that capacity; and that these two were the only appointments he had made.

The President pro tem. presented papers in the contested election case of Brownlee vs. Henry, the Senator from the district of Grant and Madison.

The President pro tem. directed that the roll be called for an election of a Principal Secretary, which resulted as follows:

Those voting for Mr. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Total, 25.

Those voting for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Mr. Poindexter voting for Mr. Brouse.

There being no choice,

Mr. Spann moved that when the Senate adjourn it adjourn until 10 o'clock to-morrow morning.

Mr. Menzies moved to amend by adjourning until 2 o'clock P. M.

The ayes and nays, being demanded by Messrs. Foster and Menzies, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Howard, Hutchinson, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 37.

Those voting in the negative were:

Messrs. Benz, Bischowski, Bundy, Grubbs, Hostetter, Kahlo, Langdon, Owen, Poindexter, Sayre, Shaffer, Spann, and Voyles. Nays, 13.

So the amendment was agreed to.

The motion, as amended, was adopted, by consent.

The President, pro tem. directed that the roll be called for the eighth time, for the election of a Principal Secretary. Which resulted as follows:

Those who voted for Mr. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, David-

son, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those voting for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garragus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Total, 24.

Mr. Poindexter voting for Mr. Brouse.

No one having received a majority of all the votes cast, the Chair declared there was no election.

Mr. Langdon moved that the Senate adjourn.

Which motion was agreed to.

AFTERNOON SESSION.

FRIDAY, JANUARY 7, 1881.

The Senate met at 2 o'clock, President pro tem. Viehe in the Chair.

Mr. Brown offered the following resolution:

Resolved, That the Senate proceed to choose its officers by a *viva voce* vote, and that the person receiving the highest number of votes for an office shall be deemed chosen to such office and be entitled to hold the same.

Messrs. Langdon and Chapman demanded the ayes and nays.

Which were ordered, and being taken resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer,

Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Nays, 25.

So the resolution was rejected.

The following message was received from the House of Reprerentatives by Cyrus T. Nixon, the Clerk thereof.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has been organized by the election of the Hon. William M. Ridpath, of Clay county, as Speaker; Cyrus T. Nixon, of Marion, as Principal Clerk; Clinton C. Riley, of Marion, as Assistant Clerk, and Capt. Owen Evans as Doorkeeper, and that the House is now ready to proceed with the regular business of the session of the General Assembly.

I am also directed to further inform the Senate that the House has passed the following resolution:

Resolved, That on Saturday, the 8th day of January, A. D. 1881, in the hall of the House of Representatives, at 2 o'clock P. M. of said day, the Speaker of the House, in pursuance of section 4, article 5, of the Constitution of the State of Indiana, will open and publish the returns of the election for Governor and Lieutenant Governor for the State of Indiana, held on the 12th day of October, A. D. 1880, and that the Senate be notified thereof.

Mr. Chapman offered the following resolution:

Resolved, That in order to expedite the further business, the following named persons be appointed to the respective offices named: Oliver M. Wilson, the nominee of the Republican caucus, Secretary of the Senate; Robert B. Sears, reported to have been a nominee of the Democratic caucus, Assistant Secretary; and W. Y. Monroe, reported to have been the nominee of the Democratic caucus, Doorkeeper.

Messrs. Chapman and Langdon demanded the ayes and nays.

Which being ordered, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Nays, 25.

So the resolution was rejected.

Mr. Brown moved that the courtesy of the floor of the Senate be extended to the Lieutenant Governor.

Which was taken by consent.

Mr. Voyles offered the following resolution:

Resolved, That James H. Rice, of the county of Floyd, is hereby elected as Secretary of the Senate; that Robert Sears, of the county of Vermillion, is elected as Assistant Secretary of the Senate; and that L. D. Adkinson, of the county of Miami, is elected as Doorkeeper of the Senate.

Messrs. Langdon and Grubbs demanded the ayes and nays.

Which, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus,

Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Nays. 25.

So the resolution was rejected.

Mr. Foster offered the following resolution:

WHEREAS, It has been fully demonstrated by repeated ballots that there exists a dead-lock in this House and that no business can be done until this obstacle, which is proving a great waste of the people's money and valuable time which ought to be devoted to important legislation, be removed; therefore

Be it Resolved, That the President appoint a committee of six, three Democrats and three Republicans, to confer together, and devise, if possible, a compromise that will effect a speedy organization of the Senate, and report at 11:30 A. M.

Messrs. Foster and Brown demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Nays, 25.

So the resolution was rejected.

Mr. Chapman moved that the Senate proceed to vote for a Principal Secretary, which was taken by consent.

Mr. Langdon nominated O. M. Wilson, of Marion county.

Mr. Menzies nominated Jas. H. Rice, of Floyd county.

Mr. Poindexter nominated C. W. Brouse, of Marion county.

The roll being called for the ninth vote for Principal Secretary, it resulted as follows:

Those who voted for O. M. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Total, 24.

Those who voted for James H. Rice were;

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles Woods, Woollen. Total, 25.

Mr. Pondexter voting for Charles W. Brouse.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Chapman offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That a committee of three be appointed by the President of the Senate to act in conjunction with a committee of three on the part of the House of Representatives, to make all necessary arrangements for inauguration of Hon. Albert G. Porter as Governor of Indiana, and the Hon. Thomas Hanna, Lieutenant Governor, at the English Opera House, in this city, on Monday, January 10, 1881.

Mr. Marvin moved that the Senate adjourn until 1:30 o'clock, P. M. to-morrow.

Messrs. Hart, Bell, Hefron, Woollen and Menzies demanded the ayes and nays, which being ordered and taken resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Langdon, Marvin, Menzies, Owen, Poindexter, Sayre, Shaffer, Smith, Span. Total, 11.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Rahm, Ristine, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen, Yancey. Total, 39.

So the motion was rejected.

The President pro tem. announced the following Senators as, on the part of the Senate, forming the Committee on Inauguration of the Governor, as provided for in a concurrent resolution heretofore adopted:

Mr. Bell moved that when the Senate adjourn it adjourn until to-morrow at 10 o'clock A. M.

Which was agreed to.

Mr. Woods offered the following resolution:

Resolved, That the Senate proceed to elect a Principal Secretary, who shall be a Democrat, and elect Mr. Sears, the Republican nominee, as Assistant Secretary, and elect a Republican as a Doorkeeper, which are to be designated by the respective parties.

Messrs. Chapman and Langdon demanded the ayes and nays, which being ordered and taken resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 26.

So the resolution was not adopted.

Mr. Shaffer moved that the Senate do now adjourn.

Messrs. Bell, Traylor, Benz, Hefron and Foster demanded the ayes and nays.

Which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis and White. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Rahm, Traylor, Urmston, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 30.

So the motion was rejected.

Mr. Chapman offered the following resolution:

Resolved, That the offer of Rev. John B. Brandt, secretary of the Young Men's Christian Association of Indianapolis, to provide for the attendance of some clergyman who will open the daily sessions of the Senate with prayer be accepted with thanks, and that the Secretary of the Senate notify Mr. Brandt of the adoption of this resolution.

Mr. Foster moved to lay the resolution the table.

Which motion was rejected.

The question recurring on the adoption of the resolution, it was agreed to.

Mr. Coffey moved that the Senate proceed to the election of a Principal Secretary.

Which was agreed to.

Mr. Coffey nominated James H. Rice, of Floyd county.

Mr. Langdon nominated O. M. Wilson, of Marion county.

Mr. Poindexter nominated C. W. Brouse, of Marion county.

The roll being called for the tenth vote for Secretary of the Senate, it resulted as follows:

Those who voted for Oliver M. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Those who voted for James H. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Mr. Poindexter voting for Mr. Brouse.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Langdon moved to adjourn, which motion was rejected.

Mr. Woods moved that the Senate proceed to the election of a Doorkeeper.

Mr. Menzies moved to lay the motion on the table.

Which motion was agreed to.

Mr. Grubbs offered the following resolution:

Resolved, That a committee of two on the part of the Senate be appointed to act with a like committee on the part of the House of Representatives, to wait upon his Excellency, the Governor of the State, and inform him of the organization of the two Houses and learn of him at what time it will suit his convenience to make whatever communication he may desire to the General Assembly.

Messrs. Coffey and Menzies demanded the ayes and nays, which being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 25.

The resolution was not adopted.

Mr. Kahlo moved that the Senate adjourn.

Messrs. Bell, Foster, Benz, Coffey and Brown demanded the ayes and nays,

Which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Grubbs, Hostetter, Kahlo, Langdon, Macartney, Marvin, Poindexter, Shaffer, VanVorhis. Ayes, 10.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Howard, Hutchinson, Keiser, Kramer, Leeper, Lockridge, Majors, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 40.

So the motion was rejected.

Mr. Foster moved that another vote be had for Principal Clerk of the Senate.

The roll being called, the eleventh vote resulted as follows:

Those who voted for James H. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer,

Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Wood and Woollen. Total, 25.

Those who voted for O. M. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Mr. Poindexter voting for Mr. Brouse.

There being no choice, the twelfth vote was ordered and taken, resulting as follows:

Those voting for James H. Rice were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those voting for O. M. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keizer, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Mr. Poindexter voting for Mr. Brouse.

There being no choice.

Mr. Briscoe moved that the Senate adjourn.

Messrs. Bell, Grubbs, Spann, Wilson and Foster demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Coffey, Comp-

ton, Comstock, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Nays, 28.

The motion was rejected.

Mr. Menzies offered the following resolution:

That Charles W. Brouse be the Principal Secretary of the Senate.

Messrs. Foster and Menzies demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Coffey, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 23.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White and Yancey. Nays, 27.

The resolution was not adopted.

Mr. Comstock offered the following resolution:

Resolved, That a committee of two on the part of the Senate be appointed to act with a like committee on the part of the House of Representatives, to wait upon his Excellency, the Governor of the State of Indiana, and inform him of the organization of the two Houses, and learn of him at what time it will suit his convenience to make whatever communication he may desire to the General Assembly.

Mr. Bell moved to lay the resolution on the table.

Messrs. Comstock and Grubbs demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 26.

So the motion was rejected.

The President pro tem. ordered the ayes and nays to be taken on the adoption of the resolution, which resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Kahlo, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 25.

Those voting in the negative were

Messrs, Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woolen. Ayes, 25.

So the resolution was not agreed to.

Mr. VanVorhis moved that the Senate adjourn.

Messrs. Bell, Hefron, Menzies, Benz and Coffey demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

So the motion was rejected.

Mr. Menzies offered the following resolution:

Resolved, That Charles W. Brouse be and is hereby chosen the Principal Secretary of the Senate.

Mr. Chapman moved to lay the resolution on the table.

Messrs. Menzies and Foster demanded the ayes and nays, which, being ordered and taken, resulted as follows.

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Champman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 25.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 25.

So the motion was rejected.

The question recurring on the resolution,

Messrs. Foster and Coffey demanded the ayes and nays, which, being ordered and taken, resulted as follows:

Those who voted in the affirmative, were:

Messrs, Bell, Briscoe, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen. Ayes, 24.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 26.

The resolution was not adopted.

Mr. Kahlo offered the following resolution:

That Oliver M. Wilson be elected Principal Secretary of the Senate.

Mr. Bell moved to lay the resolution on the table.

Messrs. Menzies and Bell demanded the ayes and nays.

Which, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 25.

So the motion was rejected.

Mr. Menzies moved that the Senate adjourn, which motion was agreed to, and the Senate adjourned at 5:50 P. M.

F. W. VIEHE,

President of the Senate pro tem.

SATURDAY MORNING.

JANUARY 8, 1881.

Senate met at 10 o'clock, President pro tem. Viehe in the Chair.

Mr. Coffey introduced the following resolution:

Resolved by the Senate, the House of Representatives concurring, That the Senate and House of Representatives meet in the hall of the House of Representatives at 2 o'clock P. M. of to-day, for the purpose of receiving the Governor's message, and after the delivery of said message, to open and publish the election returns of the votes cast for Governor and Lieutenant Governor, at the election held on the 12th of October 1880, and be it further

Resolved, That a committee of five, two on the part of the Senate and three on the part of the House, be appointed to wait upon his Excellency, the Governor, and invite him to meet the Senate and House in the hall of the House, at 2 o'clock P. M. to-day, and deliver his message.

Which was agreed to.

Mr. Hefron introduced the following resolution:

Resolved, That the State Librarian be directed to deliver to each member of the Senate a copy of the Revised Statutes of 1876, to be returned by such Senators to the Librarian at the close of the session of the Senate.

Mr. Smith moved to amend by providing that Senators have the privilege of retaining the Statutes at cost price.

Which amendment was adopted.

The resolution as amended was agreed to.

Mr. Spann offered the following resolution:

Resolved, That the State Librarian be instructed to place on the desk of each member of the Senate a copy of the House and Senate Journals of 1879.

Which resolution was agreed to.

Mr. Menzies moved that the Senate proceed to the election of a Principal Secretary.

Which motion was agreed to.

Mr. Poindexter nominated Charles W. Brouse, of Marion county.

Mr. Langdon nominated O. M. Wilson, of Marion county.

Mr. Benz nominated James H. Rice, of Floyd county.

No one having received a majority of all the votes cast, the President pro tem. ordered the roll called for the thirteenth ballot, with the following result.

Those who voted for Mr. Brouse were:

Messrs. Bell, Coffey, Davidson, Davis, Foster, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Viehe, Woods, Woollen. Total, 18.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Total, 23.

Those who voted for Mr. Rice were:

Messrs. Benz, Briscoe, Brown, Compton, Hart, Urmstan and Voyles. Total, 7.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

The President pro tem. appointed Messrs. Coffey and Shaffer as committee on the part of the Senate as provided for in resolution introduced by Mr. Coffey.

Mr. Foster introduced the following resolution:

WHEREAS, It has been fully demonstrated by repeated ballots that there exists a dead-lock in this House, and that no business can be done until this obstacle, which is proving a great waste of the

people's money and valuable time which ought to be devoted to important legislation, be removed; therefore, be it

Resolved, That the President appoint a committee of six, three Democrats and three Republicans, to confer together and devise, if possible, a compromise that will effect a speedy organization of the Senate, and report at 11:30 A. M.

Mr. Spann moved to lay on the table.

Messrs. Foster and Hart demanded the ayes and nays, which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Van-Vorhis, White, Wilson and Yancey. Ayes, 23.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 25.

So the motion to lay on the table was rejected.

Mr. Bell moved that the committee be required to report not later than 11½ o'clock this morning.

Mr. Foster accepted the amendment.

Messrs. Foster and Hefron demanded the ayes and nays.

Which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 24.

So the resolution was rejected.

Mr. Menzies moved that the Senate proceed to the election of a Principal Secretary of the Senate,

Which was taken by consent.

The roll being called, the fourteenth ballot resulted as follows:

Those who voted for Mr. Brouse were:

Messrs. Bell, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leper, Majors, Menzies, Poindexter, Rahm, Traylor, Viehe, Voyles, Woods and Woollen. Total, 22.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 23.

Those who voted for Mr. Rice were:

Messrs. Benz, Briscoe and Urmstan. Total, 3.

No one having received a majority of all the votes cast the President pro tem. declared there was no election.

Mr. Brown moved that another vote be had for Principal Secretary of the Senate, which was taken by consent.

Those who voted for Mr. Brouse were:

Messrs. Bell, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Viehe, Voyles, Woods and Woollen. Total, 22.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 23.

Those who voted for Mr. Rice were:

Messrs. Benz, Briscoe and Urmstan.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Langdon moved that when the Senate adjourn it be until 1:30 o'clock.

Mr. Foster moved to lay that motion on the table.

Messrs. Foster and Menzies demanded the ayes and nays, which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes 24.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayer, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 24.

So the motion to lay on the table was rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolutions of the Senate, to wit:

Resolved by the Senate, the House of Representatives concurring, That a committee of three, be appointed by the President of the

Senate to act in conjunction with a committee of three on the part of the House of Representatives, to make all necessary arrangements for the inauguration of Hon. Albert G. Porter as Governor of Indiana, and the Hon. Thomas Hanna, Lieutenant Governor, at English Opera House, in this city, Monday, January 10, 1881, in which they ask the concurrence of the House, and the President pro tem. has appointed as said committee, on the part of the Senate, Messrs. Chapman, Menzies and Grubbs.

Leave of absence was granted the special committee to wait upon the Governor.

The question recurring on the motion that when the Senate do adjourn, it adjourn until 1:30 o'clock.

Messrs. Foster and Menzies demanded the ayes and nays,

Which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 22.

So the motion was adopted.

Mr. Menzies introduced the following resolution:

Resolved, That Joel P. Heatwole, of Elkhart county, be and is hereby chosen Principal Secretary of the Senate.

Messrs. Menzies and Foster demanded the ayes and nays, which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Davidson, Davis, Foster, Hart, Henry, Howard, Hutchinson, Leeper, Majors, Menzies, Rahm, Viehe, White, Wilson, Woods and Woollen. Ayes, 18.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hefron, Hostetter, Keiser, Kramer, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles and Yancey. Nays, 28.

So the resolution was rejected.

Mr. Menzies moved that the Senate proceed to vote for Principal Secretary,

Which was taken by consent.

The roll being called, the sixteenth ballot resulted as follows:

Those who voted for Charles W. Brouse were:

Messrs. Bell, Brown, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 21.

Those who voted for O. M. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 22.

Those who voted for James H. Rice were:

Messrs. Benz, Briscoe and Davidson. Total, 3.

No one having received a majority of the votes cast, the President pro tem. declared that there was no election.

Mr. Yancey moved that the Senate do now adjourn.

Messrs. Menzies, Hefron, Foster, Woollen and Hart demanded the ayes and nays, which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 24.

So the motion was rejected.

Mr. Menzies moved that the Senate proceed to ballot for Principal Secretary of the Senate.

Which was taken by consent.

The roll being called, the seventeenth ballot resulted as follows:

Those who voted for Mr. Brouse were:

Messrs. Bell, Brown, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Woods and Woollen. Total, 20.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 22.

Those who voted for Mr. Rice were:

Messrs. Benz, Briscoe, Davidson and Voyles. Total, 4.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Langdon moved that the Senate adjourn.

Messrs. Bell, Hefron, Hart, Kramer and Woollen demanded the ayes and nays,

Which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Graham, Grubbs, Henry, Hostetter, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Ayes, 19.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Hart, Hefron, Howard, Hutchinson, Keiser, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 26.

So the motion was not agreed to.

Mr. Hart moved that the Senate proceed to vote for Principal Secretary.

Which was taken by consent.

The roll being called, the eighteenth ballot resulted as follows:

Those who voted for Mr. Brouse were:

Messrs. Bell, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 22.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 22.

Those who voted for Mr. Rice were:

Messrs. Benz and Briscoe. Total, 2.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Chapman moved that the Senate do now adjourn.

Messrs. Kramer, Hefron, Woollen, Howard and Chapman demanded the ayes and nays, which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, White and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 23.

So the motion was rejected.

Mr. Woollen moved that the Senate proceed to the election of a Principal Secretary of the Senate, which was taken by consent.

Mr. Woods nominated Joel P. Heatwole, of Elkhart county.

The roll being called, the nineteenth ballot resulted as follows:

Those who voted for Mr. Heatwole were:

Messrs. Bell, Foster, Menzies and White. Total, 4.

Those who voted for Mr. Brouse were:

Messrs. Brown, Davidson, Davis, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Poindexter, Rahm, Traylor, Viehe, Woods and Woollen. Total, 16.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Wilson and Yancey. Total, 21.

Those who voted for Mr. Rice were:

Messrs. Benz, Briscoe, Compton, Urmstan and Voyles. Total, 5.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Langdon moved that the Senate adjourn.

Messrs. Kramer, Woollen, Hefron, Bell and Menzies demanded the ayes and nays.

Which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Ayes, 23.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 23.

So the motion was rejected.

Mr. Benz moved that the Senate proceed to vote for Principal Secretary of the Senate,

Which was taken by consent.

The roll being called, the twentieth ballot resulted as follows:

Those who voted for Mr. Heatwole were:

Messrs. Bell, Briscoe, Foster, Menzies and Wood. Total, 5.

Those who voted for Mr. Brouse were:

Messrs. Brown, Compton, Davidson, Davis, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Poindexter, Rahm, Traylor, Viehe, Voyles and Woollen. Total, 17.

Those who voted for Mr. Rice were:

Messrs. Benz and Urmstan. Total, 2.

No one having received a majority of all the votes cast, the President pro tem. declared there was no election.

Mr. Coffey, from the Joint Committee to wait upon the Governor, reported that arrangements by the committee for the reception of his message were satisfactory to his Excellency.

Mr. Bell moved that the Senate proceed to ballot for Principal Secretary of the Senate, which was taken by consent.

The roll being called the result of the twenty-first ballot was as follows:

Those who voted for Mr. Brouse were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Trayler, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 25.

Those who voted for Mr. Wilson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Total, 23.

Mr. Howard voting for Mr. Rice.

Mr. Brouse having received a majority of all the votes cast, the President pro tem. declared him elected as the Principal Secretary of the Senate.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following engrossed bill thereof, to wit:

House Bill No. 1: A bill to appropriate $125,000 to defray the expenses of the fifty-second General Assembly of the State of Indiana and other matters connected therewith, and the same is respectfully submitted to the Senate for its action thereon.

Mr. Menzies moved that the Senate proceed to the election of an Assistant Secretary of the Senate.

Which motion was taken by consent.

Mr. Brown nominated Robert B. Sears, of Vermillion county.

There being no further nominations the roll was called, with the following result:

Those who voted for Robert B. Sears were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Heffron, Henry, Hostetter, Howard, Hutchinson, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Woollen. Total, 45.

Those who voted for Chas. F. Robbins were:

Messrs. Chapman and Yancey. Total, 2.

Mr. Sears having received a majority of all the votes cast, the President pro tem. declared him elected Assistant Secretary of the Senate.

Mr. Langdon moved that the Senate proceed to elect a Doorkeeper of the Senate,

Which was taken by consent.

Mr. Langdon nominated Allen W. Monroe, of Floyd county.

Mr. Menzies nominated Edward Hawkins, of Laporte county.

Mr. Woods nominated Richard Huncheon, of Laporte county.

Mr. Yancey nominated L. D. Atkinson, of Miami county.

Mr. Wilson nominated H. D. Rogers, of Clark county.

Mr. Spann nominated John K. Gowdy, of Rush county.

The vote resulted as follows:

Those who voted for Mr. Monroe were:

Messrs. Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, VanVorhis, Viehe, White, Woods and Woollen. Total, 36.

Those voting for Mr. Hawkins were:

Messrs. Bell, Briscoe and Menzies. Total, 3.

Those who voted for Mr. Huncheon were:

Messrs. Benz, Traylor and Urmstan. Total, 3.

Those who voted for Mr. Gowdy were:

Messrs. Chapman, Spann and Voyles. Total, 3.

Mr. Wilson voting for Mr. Rogers.

Those who voted for Mr. Atkinson were:

Messrs. Bischowsky, Garrigus and Yancey. Total, 3.

Mr. Monroe, having received a majority of all the votes cast, the President pro tem. declared him elected as Doorkeeper of the Senate.

Mr. Benz moved to reconsider the vote by which Charles W. Brouse was elected Principal Secretary of the Senate.

Mr. Brown moved to lay the motion on the table.

Messrs. Garrigus and Langdon demanded the ayes and nays,

Which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 23.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 25.

So the motion to lay on the table was rejected.

The question recurring on the motion to reconsider,

Messrs. Bell and Menzies demanded the ayes and nays, which being ordered resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kramer, Leeper, Majors, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 26.

So the motion to reconsider was rejected.

On motion, the newly elected officers were sworn in by the President pro tem.

Mr. Foster introduced the following resolution:

Resolved, That the House be informed that the Senate has organized by the election of the Hon. Frederick W. Viehe, Senator of the counties of Knox and Sullivan, as President pro tempore; Charles W. Brouse, of the county of Marion, as Principal Secretary; Robert B. Sears, of Vermillion county, as Assistant Secretary, and Allen W. Monroe, of Floyd county, as Doorkeeper, and is now ready to proceed with legislative business.

Mr. Yancey moved that the Senate adjourn, which motion was agreed to.

AFTERNOON SESSION.

SATURDAY, January 8, 1881.

The Senate met at 2 o'clock P. M., President pro tem. Viehe in the Chair.

Mr. Chapman, from the Joint Committee on Inauguration Ceremonies, submitted the following report:

The committee appointed by the Senate to act with a similar committee on the part of the House to make arrangements for the inauguration of Albert G. Porter as Governor, and Thomas Hanna as Lieutenant Governor, have agreed upon the following inaugural ceremonies:

The Senate and the House will assemble in their respective Chambers at 1:30 P. M., and will proceed to the English Opera House in a body, preceded by Beissenherz' band.

ORDER OF EXERCISES.

The convention will be called to order by the President of the Senate at 2 o'clock P. M.

Music.

Prayer by Rev. Dr. Vernon.

Music.

Administration of oaths of office to the Governor and Lieutenant Governor by the Chief Justice of the Supreme Court.

Inaugural address by Governor Albert G. Porter.

Address by Lieutenant Governor Thomas Hanna.

Music.

Benediction.

Mr. Chapman moved that when the Senate adjourns it adjourn until 1:30 o'clock Monday afternoon.

Which was agreed to.

Mr. Lockridge asked and obtained leave of absence for Messrs. Bischowsky and Rahm.

A committee from the House appearing at the bar to escort the Senate to the House of Representatives,

On motion of Mr. Bell, the Senate proceeded in a body to the hall of the House of Representatives to hear the message of his Excellency Governor Gray, and to witness the canvas of the votes cast at the October election for Governor and Lieutenant Governor.

JOINT CONVENTION.

Senators appearing in the hall of the House of Representatives, and being provided with seats on the right of the Speaker's chair,

Representative Cauthorn moved a committee of one Senator and one Representative be appointed to inform his Excellency, Governor Gray, that the General Assembly is now in session in joint convention awaiting his presence.

The motion was agreed to, and thereupon

The President pro tem. of the Senate appointed Senator Comstock and Representative Cauthorn as such committee.

The committee retired and soon returned, escorting his Excellency, the Governor, to the Speaker's desk, from which the biennial message was delivered.

After the delivery of the Governor's message, Mr. Menzies moved that the joint convention now proceed to canvass the vote cast at the October election for Governor and Lieutenant-Governor. The

President pro tem. of the Senate declared that to be the order of business at this time, and said:

Gentlemen of the Senate and House of Representatives:

The returns of the late election for Governor and Lieutenant-Governor will now be opened and published by the Speaker of the House of Representatives.

The Speaker thereupon read the total number of votes cast for Governor and Lieutenant-Governor, respectively, by each county in the State, from the tally sheet furnished him by the Secretary of State, with the consent of the convention, the grand totals being:

For Governor.

Albert G. Porter received	231,405 votes.
Franklin Landers received	224,452 votes.
Richard Gregg received	14,881 votes.

For Lieutenant Governor.

Thomas Hanna received	229,642 votes.
Isaac P. Gray received	224,872 votes.
Thomas F. DeBruler received	16,202 votes.

The President pro tem. of the Senate then made a formal declaration, as follows:

Albert G. Porter hereby received the highest number of all the votes cast for the office of Governor, I declare him duly elected for the term of four years, commencing the second Monday in January, 1881.

Thomas Hanna, having received the highest number of votes cast for Lieutenant Governor, I declare him duly elected to that office for the term of four years, commencing the second Monday in January, 1881.

The business of this joint convention having been completed I declare the same adjourned.

When the Senators had returned to their chamber,

Mr. Urmstan asked and obtained leave of absence for Mr. Howard until next Tuesday.

Mr. Bell offered the following resolution:

Resolved, That the several portions of the Governor's message relating to specific matters be by the President referred to the appropriate committees when appointed.

Adopted by consent.

On motion of Mr. Brown, the Senate adjourned until Monday afternoon at 1:30 o'clock.

F. W. VIEHE,

President pro tem. of the Senate.

MONDAY MORNING,

JANUARY 10, 1881.

The Senate met at 1:30 o'clock P. M., President pro tem. Viehe in the Chair.

The President pro tem. laid before the Senate the following message from the Governor:

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR:—To fill a vacancy in the Board of Trustees of the State Normal School, occasioned by the resignation of John T. Scott, January 10, 1880, the Governor appointed Joseph Gilbert to the office of Trustee for the residue of the term ending December 20, 1881. The action of the Senate is respectfully requested as provided by law. Respectfully,

ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR: To fill a vacancy in the Board of Trustees of the Asylum for Feeble Minded Children, occasioned by the resignation of B. F. Ibach, the Governor appointed James F. Harney a Trustee, to serve as such for the residue of the term ending April 1, 1881. The approval of the Senate is respectfully requested, as provided by law. Respectfully,

ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR:—To fill a vacancy in the Board of Managers of the Indiana Reformatory Institution for Women and Girls, occasioned by

the resignation of Mrs. Emily A. Roache, October 16, 1880, the Governor appointed Mrs. Eliza J. Dodd to the office of Manager for the residue of the term ending March 7, 1883. The action of the Senate is respectfully requested, as provided by law.

Respectfully, ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR:—To fill a vacancy in the Board of Trustees of the Institute for the Education of the Blind, occasioned by the death of Joseph Ristine, the Governor appointed Daniel Mowrer a Trustee, to serve as such for the residue of the term ending February 1, 1883. The action of the Senate is requested as provided by law.

Respectfully, ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, JANUARY 7, 1881.

To the Honorable, the President of the Senate:

SIR: To fill a vacancy in the Board of Trustees of the Institution for Educating the Deaf and Dumb, occasioned by the resignation of Franklin C. Johnson, the Governor appointed James A. Cravens a Trustee, to serve as such for the residue of the term ending February 1, 1883. The action of the Senate is requested, as provided by law. Respectfully,

ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR: I have appointed William V. Wile to the office of Trustee for the Institute for the Education of the Blind, for the term of four years from February 1, 1881, and respectfully submit his appointment for the consideration and action of the Senate, as required by law. Respectfully,

ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR: I have appointed Milton James to the office of Trustee for the Institution for Educating the Deaf and Dumb, for the term of four years from February 1, 1881, and respectfully submit his appointment for the consideration and action of the Senate, as required by law.

Respectfully, ISAAC P. GRAY.

THE STATE OF INDIANA, GOVERNOR'S OFFICE,
INDIANAPOLIS, January 7, 1881.

To the Honorable, the President of the Senate:

SIR: I have appointed Robert H. Tarleton to the office of Trustee for the Hospital for the Insane, for the term of four years, from February 1, 1881, and respectfully submit his appointment for the consideration and action of the Senate, as required by law.

Respectfully, ISAAC P. GRAY.

Also, the following message from the Governor:

Gentlemen of the Senate:

I have been requested to bring to the notice of the General Assembly the following facts verified by personal examination:

The late Daniel Hough, during his lifetime, collected a very complete set of books written by or about Indiana citizens and about the territory and resources of the State. It has required much time, patience and money to make such a collection as this one is. Many of the earlier works are out of print and rare or inaccessible. It would make a valuable addition to the State Library, and it is respectfully suggested that the Legislature appoint a joint committee to inquire into the expediency of purchasing this eminently Indiana library for the State Library.

Mr. Chapman moved that the nominations be referred to the appropriate committees.

The President pro tem. stated that it was not intended to take action on them at present.

Mr. Menzies offered the following resolution:

Resolved, That the thanks of the Senate be and the same are hereby extended Gen. M. D. Manson, Auditor of State, for the efficient and impartial manner in which he discharged his duties in the organization of the Senate.

Which was unanimously adopted.

Mr. Hefron moved that after the inauguration of the Governor the Senate stand adjourned until 10 o'clock to-morrow.

Which was taken by consent.

Mr. Comstock moved that the Senate repair at once to English's Opera House to witness the inauguration ceremonies.

The motion was agreed to, and thereupon the Senators left the chamber.

When the Senate and House of Representatives were seated in English's Opera House, and order was commanded by the President pro tem. of the Senate, after music by the orchestra, the session of the joint convention was opened with prayer by Rev. S. M. Vernon, of Roberts Park M. E. Church of Indianapolis.

After music by the orchestra, Representative Hinton obtained unanimous consent of the joint convention to offer the following:

WHEREAS, The day designated by the Constitution of the State for the inauguration of the Governor has approached; and

WHEREAS, The result of the recent election for that high office, which was announced by the President of the joint convention on Saturday, the 8th inst., admonishes us that there will be a change in the executive office of the State; and

WHEREAS, The present Executive has about completed his brief record as such officer, having succeeded the late Governor J. D. Williams, deceased, November 20, 1880, as such officer, and the same is now a part of the history of the State, and is a proper subject for comment by his fellow-citizens; therefore,

Resolved, by the Senate and House of Representatives in Joint Convention assembled, That we recognize the patriotism, integrity, ability and efficiency of his Excellency, Isaac P. Gray.

Resolved, That the administration of the executive office of the State. by his Excellency has been characterized by distinguished ability, and will long be remembered by the people of the State as a bright and glorious epoch in her history.

Resolved, That his Excellency, in his retirement from office, will take with him the good wishes of the people of the State, without distinction of party, who, with united voice, are ready to exclaim, with reference to his positive acts, "Well done, thou good and faithful servant."

The President pro tem. of the Senate announced that the oath of office would now be administered by Hon. William E. Niblack, Chief Justice of the Supreme Court of Indiana, to Hon. Albert G. Porter, Governor-elect, and Hon. Thomas Hanna, Lieutenant Governor-elect.

This ceremony having been performed, the President pro tem. introduced Governor Porter, who read his inaugural address.

After music by the band, the President pro tem. introduced Lieutenant Governor Hanna, who spoke as follows:

SENATORS: I enter upon the discharge of the duties of the office to which I have been elected with a keen appreciation of the responsibilty entrusted to me by the people of our State. I am not able to bring with me the legislative experience which many of you have already gathered. As your presiding officer many acts of omission and commission on my part may tend to mar the harmony of your proceedings, yet I earnestly ask your kind co-operation and forbearance, and I now assure you that any failure on my part will be the result of a misdirected understanding. You are to be congratulated upon having been chosen to the Legislative branch of our State government at this period, and that your official responsibility has come upon you in these auspicious times. To be chosen Senators, in a great State like Indiana, is a mark of no ordinary preferment. You are considered fortunate, inasmuch as your official duties have fallen to your lot in this the most peaceful and prosperous era known to our Commonwealth. You look abroad, and you see the Nation at peace with the world.

Recovering from the paralysis of "hard times," her mills and factories have again begun their joyful music; the fields have

laughed in bountiful harvests, and the blessings of prosperity are fast settling down upon her. The people of our government, both State and National, are now more intelligent, prosperous, happy and better able to deal with the great questions of the day than at any other period in our history. The obligations resting upon you are therefore greater than the duties which fell to the lot of your predecessors. You commence where they left off, and you are to legislate in the interest of a more advanced civilization. We have just passed through a heated political campaign. The officers of our State and Nation have been chosen according to the forms of our Constitution and laws without any menace to our free institutions, and the people have turned from the excitement incident to the elections to the peaceful avenues of their various pursuits. For this happy result we should congratulate ourselves as a people, a State and a nation. While your body is composed of members from different political parties, and each of you represent separate constituencies, and are, to a certain extent, held accountable to your respective parties and districts, yet you are legislators for the whole State, for which you make laws and to which you will be required to render a full account of your stewardship.

It should be the highest aim of every member to advocate and enact such laws as will tend to promote the general welfare of all the people and meet the exigencies of the times and the demands of our advancing civilization. You should not, with poorly digested legislation, break up the old established laws, precedents and customs which now govern our people. It would be far better to adjourn without any legislation whatever, than to enact new laws, which, poorly understood, will require the interpretation of the courts to determine the rights of persons under them. A few plain laws, well digested and easily understood, are expected and demanded by the people at your hands.

It will not be expected of me, on this occasion, to recommend to your consideration the various subjects to which your attention should be devoted. Upon these I have no doubt you will, in your wisdom, legislate. You will, however, permit me to say that you should not fail to guard, with patriotic devotion, the interests of our common schools; for I consider our common schools the anchor of the State, the corner-stone of our free institutions, and the chief motor of our civilization.

You should not neglect to do whatever is needful or necessary for the more efficient management of our benevolent institutions.

Our State charities should not fail to accomplish the purposes designed by the constitution and laws. There are other matters which I might mention, but in conclusion let me say, that you should so legislate as to lighten the burden of taxation, to make our government strong without the rigor of royalty, to give every person the largest liberty without tyrannical license, to give every person, whatever his creed or color, equal protection and liberty before the law. By accomplishing these ends, you will have done your whole duty as the representatives of a free and intelligent constituency. Then the purposes of our government will not have been a failure. Your reward will be the consciousness of having performed your part—unflinchingly done your duty.

Senators, it will be my purpose to do all in my power to facilitate the business of the session, and I shall expect like assistance at your hands. I wish you to remember that on the floor of the Senate your rights are in all respects equal, and I indulge the hope, that when our deliberations have ended, nothing will have occurred which will mar the pleasant memory of the associations and friendships here formed, or which you may wish were left undone. I trust we will have a pleasant and profitable session, and that the results will be such as to honor yourselves, reflect credit on the State and meet the approval of the people whom you represent.

The President pro tem. then declared the joint convention adjourned *sine die*, it having completed the business for which it had assembled.

F. W. VIEHE,

President pro tem. of the Senate.

TUESDAY MORNING.

JANUARY 11, 1881.

The Senate met at 10 o'clock A. M., when President pro tem. Viehe introduced the Lieutenant Governor, who took his seat.

Prayer was offered by Rev. J. H. Samis.

Mr. Langdon offered the following resolution:

Resolved, That the Senate tenders to the Hon. F. W. Viehe, Senator from Knox and Sullivan counties, its thanks for the very able and impartial manner in which he discharged the duties of President of the Senate.

Which was unanimously adopted by a rising vote.

Mr. Bell offered the following resolution:

Resolved by the Senate, the House of Representatives concurring therein, That all printing, ink, papers and stationery of every character to be used by the officers and employes of this session of the General Assembly shall be ordered through the State Printing Board, and for bills allowed by said board the Auditor of State is authorized and directed to issue his warrant upon the State treasury and charge the same against the appropriation for legislative expenses for session of 1881.

Which was adopted.

Mr. Briscoe offered the following resolution:

Resolved, That a committee of three be appointed to ascertain where and at what price rooms for the use of committees can be obtained, and report to the Senate as soon as practicable.

Which was adopted.

The Lieutenant Governor subsequently appointed the following Senators as said committee:

Messrs. Briscoe, Smith and Wilson.

Mr. Grubbs offered the following resolution:

That the Senate adopt the rules of the regular session of 1879 for its government, with the exception of rule 8, until such time as permanent rules shall be adopted by the Senate, and that a committee of three Senators be appointed to report rules for the government of this body, and that such committee be instructed to report on to-morrow morning.

Which was adopted.

The Lieutenant Governor subsequently appointed the following Senators as members of that committee:

Messrs. Grubbs, Viehe and Langdon.

Mr. Smith offered the following resolution:

Resolved, That the Secretary place upon the desk of each member every Monday morning a printed calendar of business, showing the number and titles of bills, by whom introduced and when, and by a brief abstract showing the present status thereof and the action taken thereon.

Mr. Chapman moved to refer the resolution to the Committee on Rules.

Which motion was rejected.

The question recurring on the resolution, it was agreed to.

Mr. Bell called for the readings of the minutes of proceedings of the Senate since its first meeting, as the proper order under the rules just adopted.

It was so ordered, and the Assistant Secretary read the minutes of Thursday's proceedings, which were approved as written.

The minutes of Friday's proceedings were read and approved as read.

The Journal of Saturday's proceedings was read in part, when,

On motion of Mr. Menzies, the further reading was dispensed with, as also was the reading of Monday's Journal.

Mr. Foster offered the following resolution:

Resolved, That, on requisition of the Secretary of the Senate, the State Librarian be and is directed to furnish the necessary stationery supplies for the use of the Senate chamber in transacting the business of the Senate, and, on requisition of the Senate, chairmen of the standing committees be furnished, for the use of said committees in transacting the business of the State before them, the necessary stationery supplies.

Which was adopted.

Mr. Woollen moved that the following be made one of the rules for the government of the Senate:

The reports of committees on conference for the adjustment of differences between the two Houses be laid over one day before action thereon.

Which was agreed to.

Mr. Menzies offered the following resolution:

Resolved, That the Principal Secretary of the Senate and the Doorkeeper be and are hereby instructed to report to the Senate by Thursday morning, January 13, 1881, the names of the employes of the Senate, an accurate and complete list of the same, to be placed in a conspicuous place in the Senate chamber.

Which was adopted.

Mr. Hefron offered the following resolution:

Resolved, That the President of the Senate appoint a committee of three on mileage and accounts of members of the Senate.

Which was adopted.

Mr. Hart offered the following resolution:

Resolved, That no money shall be appropriated to any person or persons, or for any purpose, out of the State treasury, unless it be by bill appropriating the same, or on concurrent resolution of both Houses.

Mr. Menzies moved to refer the resolution to the Finance Comtee.

Which was agreed to.

Mr. Comstock offered the following resolution:

WHEREAS, The Judges of the Supreme Court of the State by authority of an act passed by the late General Assembly, appointed a commission, consisting of three lawyers, to prepare a compilation and revision of the general statute laws of the State, and to suggest such amendments and alterations in said statutes, and to prepare such additional ones as they might deem proper, with a view of adopting and enacting a complete code of laws, a report of which commission is to be made at the present session; and

WHEREAS, Said commission is ready to submit a report of its work; therefore, be it

Resolved, That a committee of seven be appointed by the President of the Senate, to act with a like committee to be appointed by the Speaker of the House of Representatives, whose duty it shall be to examine the said revision prepared by said commission, to compare the same with existing laws with reference to their consistency and accuracy, and to report at as early a day as possible the result of said examinations, with such recommendations as said committee may deem proper.

Mr. Brown moved to lay on the table until the Committee on Rules shall report.

It was so ordered by consent.

Mr. VanVorhis offered the following resolution:

Resolved, That the Committee on Rules be required to report a standing Committee on Public Health and Vital Statistics.

Mr. Chapman moved to amend so as to inquire into the expediency of so doing.

Which was agreed to.

The resolution as amended was adopted.

Mr. Foster offered the following resolution:

Resolved, That the State Librarian be instructed to place upon the desk of each member of the Senate a copy of the report of the Board of the State-house Commissioners, provided such copies are in her possession, as early as possible.

Which was adopted.

Mr. Grubbs offered the following resolution:

Resolved, That the portion of the inaugural message of Governor Porter referring to, and discussing, the constitutional amendments, be referred to the Judiciary Committee.

That portion touching the Bureau of Statistics and Geology to the Committee on Immigration and Statistics.

That portion referring to the Revision of the Laws to the Committee on Revision of the Laws when appointed.

That portion touching the draining of swamp lands to the Committee on Canals, Internal Improvements, and Swamp Lands.

That portion touching the Board of Pardons, to the Committee on Prisons.

That portion touching the rights of citizenship, to the Committee on Federal Relations, Rights and Privileges of the Inhabitants of the State.

The following messages were received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolutions, to wit:

Resolved, That the Principal Clerk of the House inform the Senate that the House has adopted the joint rules adopted by the last General Assembly for the transaction of business between the Senate and House, and that the concurrence of the Senate therein is respectfully requested, and that the Senate will communicate to the House at as early a period as convenient its action upon the subject, to the end that the said joint rules may be printed without delay, with the rules adopted for the government of the House.

Mr. Brown raised the point of order that the resolution was not in order.

The Lieutenant Governor overruled the point.

The Senator from Morgan introduced a resolution directing the reference of the different parts of the Governor's inaugural address to the appropriate committees; and thereupon the Senator from Jackson raised the point of order that the resolution was not in

order, and the Chair overruled the point of order, from which ruling of the Chair the undersigned respectfully appeal.

D. J. HEFRON,
R. C. BELL.

Mr. Foster moved to adjourn until 12:20 P. M.

Messrs. Chapman and Henry demanded the ayes and nays,

Which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Woods and Woollen. Ayes, 23.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 25.

So the motion to adjourn was rejected.

Mr. Langdon moved that the appeal be laid on the table.

The ayes and nays were demanded by Messrs. Hefron and Bell.

Which, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Woods, Woollen. Nays, 23.

Which motion was agreed to.

Mr. Hart moved to adjourn until 2 o'clock P. M.

Which was ageeed to.

AFTERNOON SESSION.

TUESDAY, January 11, 1881.

Senate met at 2 o'clock, President Hanna in the Chair.

The question recurring on the resolution,

Messrs. Brown and Menzies demanded the ayes and nays.

Which being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson, Wood and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Heffron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Shaffer, Traylor and Voyles. Nays, 22.

Mr. Foster offered the following resolution:

Resolved, That the thanks of this House are due to the State Librarian, Mrs. William A. Peelle, for the comfortable manner in which she has arranged this hall for our convenience.

Which was agreed to by consent.

The Lieutenant Governor announced the following as constituting the Committee on Mileage:

Messrs. Hefron, Lockridge and Comstock.

Mr. Comstock offered the following resolution:

Resolved, That hereafter, when the introduction of bills is in order, that the list of Senators be called alphabetically, and that each Senator when his name is called shall be permitted to introduce but one bill each time his name is so called.

Mr. Menzies offered the following amendment to the resolution:

Provided, That the name of no Senator shall be called a second time until the entire list has been called, and in calling the roll, the reading clerk shall alternate in calling the names, beginning one day at the first name and the succeeding day at the last name on the list.

The amendment being accepted the resolution, as amended, was agreed to.

Mr. Garrigus offered the following resolution:

Resolved, That a committee of three Senators be appointed by the President to act with a like committee on the part of the House, to examine the collection pertaining to the early history of the State of Indiana, made by the late Daniel Hough, referred to in the communication made to the Senate by the Governor, and make report thereon as to the terms and the advisability of purchasing the same for the use of the State.

Which was agreed to.

Mr. Hart offered the following resolution:

Resolved, That in all cases where a bill shall be reported from a committee, with a recommendation that it do pass, that one hundred copies of such bills shall be printed for the use of the Senate, and be laid on the desk of members.

Which, on motion, was referred to the Committee on Rules.

Mr. Woods introduced the following joint resolution:

A joint resolution authorizing the Governor of the State of Indiana to appoint a surveyor and civil engineer to survey the public lands of the State bordering on the Kankakee River, and to take the level and fall per mile of said river from the town of Momence, in the State of Illinois, and from thence through the counties of Lake, Porter, Starke, Laporte, St. Joseph, Jasper, Newton, and report the best means of drainage of said lands, bordering said river, and authorize the Governor to draw a warrant upon the State treasury to pay the labor and expense thereof.

Resolved by the General Assembly of the State of Indiana, That the Governor be authorized and is hereby empowered to appoint a

surveyor and civil engineer to survey all lands belonging to the State of Indiana bordering on the Kankakee river, and take the level and fall per mile of said river from the town of Momence, in the State of Illinois, through the counties of Lake, Newton, Jasper, Porter, Starke, Laporte and St. Joseph, and also to ascertain the best means of drainage of the swamp lands bordering on said river, and make a full report thereof to the Governor, who shall communicate the same to this General Assembly, and the Governor is hereby authorized to draw a warrant upon the Treasury for the payment of the labor and expense thereof.

Read a first time.

The following joint resolution was offered by Mr. Graham:

Resolved by the General Assembly of the State of Indiana, That our Senators in Congress be instructed, and our Representatives be requested, to use their influence to procure the repeal of so much of the acts of Congress as confer especial jurisdiction upon the Circuit and District Courts of the United States of suits by and against national banks, resident of a State, without regard to the amount involved in such suits.

Read a first time.

On the call of the roll for the introduction of bills,

Mr. Bell introduced Senate Bill No. 1, entitled:

An act extending the jurisdiction of the Criminal Circuit Court of Vigo county so as to give the same concurrent jurisdiction in civil cases and other matters with certain exceptions therein named, with the Civil Circuit Court of said county, also containing certain provisions in relation to the Clerk, Sheriff, Judge and Prosecuting Attorney of said Criminal Circuit Court and their duties, salaries and fees; also in regard to jurors and witnesses in said court, and in relation to actions on forfeited recognizances and forfeited bonds, together with other matters properly connected with said extension of jurisdiction, and declaring an emergency.

Read a first time.

Mr. Briscoe introduced Senate Bill No. 2, entitled:

An act to repeal an act entitled "An act prescribing certain duties of railroad companies, and requiring such companies to sound

the whistle on all locomotive engines at the crossing of any turnpike or other public highway, prescribing penalties and punishment for violations thereof, and repealing all laws in conflict therewith," approved March 29, 1879.

Read a first time.

Mr. Brown introduced Senate Bill No. 3, entitled:

An act to provide for the call of a convention of the people of the State of Indiana to revise, amend or alter the Constitution of said State, or to make a new Constitution for said State, and to provide for submitting said new Constitution to a vote of the qualified voters of said State of Indiana.

Read a first time.

Mr. Chapman introduced Senate Bill No. 4, entitled:

An act providing for the organization and government of the States Prison, for the appointment of a Board of Directors to have charge thereof and for other matters pertaining to the discipline, management and wants of prisoners, and to repeal an act for the government of State Prisons, approved February 5, 1857, and an act for the establishment of a prison north of the National road, approved March 5, 1857, and all other laws and parts of laws inconsistent herewith.

Read a first time.

Mr. Chapman moved to dispense with the constitutional rule requiring bills to be read on three several days, that its first reading may be by title only.

A constitutional provision requiring the ayes and nays to be called, they were ordered, and, being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Benz, Coffey, Davidson, Hart, Hefron, Majors, Marvin, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 12.

The President appointed the following Senators as a committee to act with a like committee on the part of House, to examine the collection of Indiana books left by the late Daniel Hough: Messrs. Garrigus, Brown and Yancey.

Mr. Compton offered the following, Senate Bill No. 5:

An act to amend sections 17 and 18 of an act entitled, "An act regulating the workings of coal mines, and declaring a lien upon the works and machinery for work and labor in mining coal and for royalty on coal, and providing penalty for the violation thereof, and providing for the appointment and qualification of Mine Inspector and prescribing his duties, and declaring an emergency," approved March 8, 1879, and adding supplemental sections thereto, and declaring an emergency.

Read a first time.

Mr. Comstock introduced Senate Bill No. 6, entitled:

An act concerning the allowance of claims against decedents' estates.

Read a first time.

Mr. Viehe moved the bill be referred to the Senator from Wayne, Mr. Comstock, as a committee of one, with instructions to so amend the bill that its provisions shall apply to claims entered on the appearance docket and still pending.

Which was agreed to.

Mr. Foster introduced Senate Bill No. 7, entitled:

An act to establish public libraries in connection with the common schools in all cities of fifteen thousand and more inhabitants, and to define the duties and powers of the Boards of School Trustees, etc., in relation thereto.

Read a first time.

Mr. Hefron offered the following Senate Bill No. 8:

An act to regulate the charges for the transportation of freight

over railroads in this State, repealing all laws in conflict therewith, and prescribing penalties for violations thereof.

Read a first time.

Mr. Langdon offered the following Senate Bill No. 9:

An act concerning the education and employment of children.

Read a first time.

Mr. Leeper proposed Senate Bill No. 10, entitled:

An act empowering County Commissioners to convey cemeteries, and providing for the management and control thereof.

Read a first time.

Mr. Lockridge introduced Senate Bill No. 11, entitled:

An act regulating recognizances and their continuance from term to term.

Read a first time.

Mr. Menzies offered the following Senate Bill No. 12:

An act to amend section 40 of "An act to divide the State into circuits for judicial purposes, fixing the times for holding courts therein," etc, approved March 6, 1873, Acts of Regular Session, 1873, page 87.

Read a first time.

Mr. Menzies moved that the constitutional rule be suspended; that the bill be read a second time by title only, and that it be read a third time by sections and put upon its passage.

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 43.

So the motion was agreed to.

And Senate Bill No. 12 was read a second time by title only, the third time by sections,

And then the question being, Shall the bill pass?

The ayes and nays being called,

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, Van Vorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 45.

Mr. Rahm offered the following Senate Bill No. 13:

An act reducing interest on school fund mortgages from 8 to 6 per cent.

Read a first time.

Mr. Sayre introduced Senate Bill No. 14 entitled:

An act concerning judgments in courts of record, and the satisfaction of the same of record, and declaring an emergency.

Read a first time.

Mr. Shaffer offered the following Senate Bill No. 15:

A bill to provide for the government and discipline of the State Prisons, and to repeal an act to provide for the government of the State Prison, approved February 5, 1857, and all other laws inconsistent therewith.

Read a first time.

Mr. Shaffer moved that the constitutional rule be suspended and the bill read by title only for first reading.

The roll being called,

Those voting in the affirmative were:

Messrs. Bischowski, Brown, Bundy, Compton, Comstock, Foster, Garrigus, Graham, Henry, Hostetter, Kahlo, Keiser, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, Wilson, Woods and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Benz, Briscoe, Coffey, Davidson, Hart, Howard, Hutchinson, Kramer, Marvin and Traylor. Nays, 10.

So the motion to suspend was rejected.

So the motion was rejected, there not being a two-thirds vote in the affirmative.

Senate bill No. 15 was read a first time.

Mr. Smith introduced Senate Bill No. 16, entitled:

An act to amend section 79 of "An act to repeal all general laws now in force for the incorporation of cities, prescribing their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto," approved March 16, 1867.

Read a first time.

Mr. Traylor offered the following Senate Bill No. 17:

An act concerning parties to actions.

Mr. VanVorhis introduced Senate Bill No. 18, entitled:

An act supplemental to an act approved March 14, 1867, entitled "An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as pertain thereto."

Read a first time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution thereof, to-wit:

Resolved, by the House of Representatives, the Senate concurring, That ten thousand copies of the message of his Excellency, the late Governor, with an equal number of the Governor's inaugural address, be printed together in pamphlet form for the members of this General Assembly; seven thousand copies of said messages to be printed in English and three thousand copies be printed in German. In which the concurrence of the Senate is repectfully asked.

I am also requested to inform the Senate that the House has passed the following resolution, to-wit:

Resolved, That the Principal Clerk of the House inform the Senate that the House, by reason of courtesy, concurs in the concurrent resolution of the Senate in relation to printing, ink, paper and stationery for the use of this session of the General Assembly; that the House had already passed an order upon that subject for the direction and guidance of its own officers and employes, and that, while the House concurs in the adoption of its concurrent resolution, it protests against the right of the Senate, by concurrent resolution, to interfere with the officers and employes of the House, and disclaims any such right in regard to the officers and employes of the Senate, except in cases where money is directly appropriated.

Mr. Urmstan introduced Senate Bill No. 19:

An act to prescribe the time in which defendants shall be required to appear and answer in civil actions.

Read a first time.

Mr. Voyles introduced Senate Bill No. 20, entitled:

An act to amend section 74 of an act entitled "an act to provide for a general system of common schools, the officers thereof, and their respective duties and matters properly connected therewith, and prescribing the fees for certain officers therein named."

Read a first time.

Mr. Wilson introduced the following, Senate Bill No. 21, entitled:

An act to provide for the government and discipline of the State prisons, prescribing punishment for the violations thereof and to repeal acts, etc.

Read a first time.

Mr. Wilson moved to suspend constitutional rules, and that the bill be read by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Compton, Comstock, Davidson, Foster,

Garrigus, Graham, Hart, Henry, Hostetter, Howard, Kahlo, Keiser, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, VanVorhis, Voyles, Wilson and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Marvin and Woollen. Nays, 2.

No quorum voting.

On motion of Mr. Traylor, the Senate adjourned.

THOMAS HANNA,

President of the Senate.

WEDNESDAY MORNING.

JANUARY 12, 1881.

Senate met at 10 o'clock, the Lieutenant Governor in the Chair.

Prayer was offered by the Rev. H. M. Morey.

The Journal of yesterday was read and approved.

Engrossed House Bill No. 1, entitled:

A bill to appropriate one hundred and twenty-five thousand dollars to defray the expenses of the fifty-second (52) General Assembly of the State of Indiana, and other matters connected therewith.

Mr. Shaffer moved that the constitutional rule be suspended, that the bill may be read by title the second time, considered engrossed, and read third time by sections and put on its passage.

The ayes and nays being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Heffron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keizer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 45.

Those voting in the negative were:

Messrs. Traylor and Wilson. Nays, 2.

So the motion was agreed to and the bill read the second time by title only and the third time by sections.

The question being, Shall the bill pass?

Roll being called,

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman,

Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Hutchinson, Kahlo, Keiser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 44.

Those voting in the negative were:

Messrs. Benz, Foster, Kramer and Wilson. Nays, 4.

So the bill passed.

Mr. Langdon moved to reconsider the vote by which the bill passed.

Which motion was agreed to.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution of the Senate, to-wit:

Resolved, That a committee of three Senators be appointed by the President to act with a like committee on the part of the House to examine the collection pertaining to the early history of Indiana, made by the late Daniel Hough, referred to in the communication made to the Senate by the Governor, and make report thereon as to the terms and the advisability of purchasing the same for the use of the State; and that the Speaker has appointed Messrs. Meredith, Fancher and Akin on said committee on the part of the House.

Mr. Langdon moved to refer to a special committee of three, with the following instructions:

I move that the bill be referred to a select committee of three, with instructions to amend section 2 so as to provide that additional allowance may be paid on the separate action of the Senate or House, and also that said allowance shall be limited to the provisions of December 22, 1872, and report this day.

Which motion was agreed to.

The President appointed Messrs. Langdon, Bell and Graham as said special committee.

Mr. Hefron, from the special committee, made the following report:

MR. PRESIDENT:

The Committee on Mileage and Accounts respectfully report that they find that the members of the Senate are entitled to mileage as follows:

Bell	238 miles
Benz	380 miles
Bischowsky	144 miles
Briscoe	142 miles
Brown	120 miles
Bundy	132 miles
Chapman	— miles
Coffey	122 miles
Compton	110 miles
Comstock	136 miles
Davidson	200 miles
Davis	202 miles
Foster	238 miles
Garrigus	108 miles
Graham	44 miles
Grubbs	60 miles
Hart	400 miles
Hefron	275 miles
Henry	72 miles
Hostetter	300 miles
Howard	74 miles
Hutchinson	328 miles
Kahlo	154 miles
Keiser	204 miles
Kramer	444 miles
Langdon	128 miles
Leeper	360 miles
Lockridge	80 miles
Macartney	350 miles
Majors	204 miles
Marvin	52 miles
Menzies	404 miles
Owen	180 miles

Poindexter	204 miles
Rahm	364 miles
Ristine	90 miles
Sayre	180 miles
Shaffer	214 miles
Smith	106 miles
Spann	80 miles
Traylor	308 miles
Urmstan	220 miles
VanVorhis	— miles
Viehe	234 miles
Voyles	300 miles
White	324 miles
Wilson	172 miles
Woods	304 miles
Woollen	212 miles
Yancey	40 miles
Mr. President	80 miles

Which was concurred in.

MR. PRESIDENT:

The special committee to whom was referred Senate Bill No. 6, with instructions to recommend that the bill be amended by inserting a new section after section 2, to read as follows:

SEC. 3. The provisions of this act shall apply to any claim on the appearance docket not transferred to the issue docket, and the pendency of a claim on the issue docket, entered and transferred as aforesaid, shall be all notice necessary to be given of the pendency of the same, but such claims shall not stand for trial until after the expiration of ten days from the taking effect of this act.

Report concurred in.

On motion of Mr. Comstock, Senate Bill No. 6 was read a second time.

Mr. Comstock moved that S. B. No. 6 be considered as engrossed, read a third time and put upon its passage.

The ayes and nays being demanded by a constitutional division, were ordered, and being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hefron, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Sayre, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Bundy, Chapman, Garrigus, Hart, Henry, Hostetter, Lockridge, Marvin, Ristine, Spann and Wilson. Nays, 11.

And the motion was agreed to.

Senate Bill No. 6 read third time.

The question being, Shall it pass?

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 41.

Those voting in the negative were:

Messrs. Briscoe, Garrigus, Hart, Henry, Marvin, Spann and Wilson. Nays, 7.

Title of bill was read and adopted.

Mr. Langdon, by consent, asked and obtained unanimous consent that the motion ordering House Bill No. 1 engrossed be reconsidered.

Mr. Langdon submitted report from special committee on House Bill No. 1.

MR. PRESIDENT:

The undersigned committee to whom was referred House Bill No. 1, with instructions to amend the same, would respectfully report as follows:

Amend 2d section of the bill by striking out the words " con-

current action of both Houses," and inserting in lieu thereof the words "separate action of either House."

And also amend said section by adding thereto the following words: *Provided*, That all such allowances shall be limited by the terms of an act entitled, "An act in relation to the organization of the two Houses of the General Assembly, prescribing the number of officers and employes of each House, and regulating their duties," approved December 23, 1872.

Report concurred in.

House Bill No. 1 was read the third time and put upon its passage.

The question being, Shall the bill pass?

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Smith, Urmstan, VanVorhis, Viehe, White, Woollen and Yancey. Ayes, 41.

Those who voted in the negative were:

Messrs. Benz, Coffey, Hart, Traylor, Voyles and Wilson. Nays, 6.

The bill passed.

AFTERNOON SESSION.

WEDNESDAY, JANUARY 12, 1881.

Senate met at 2 o'clock, Lieutenant-Governor Hanna in the Chair.

The Lieutenant-Governor presented the printed report of the Board of Revision of the Statutes.

On motion of Mr. Bell it was laid on the table.

Mr. Chapman offered the following resolution:

Resolved, That the Doorkeeper be instructed to provide curtains for the lower half of the windows upon the main floor of the Senate chamber, either by providing for changing the position of the curtains already hung, or by providing other curtains: *Provided, however*, That before making any such change the Doorkeeper shall confer with Gen. Geo. F. McGinnis, one of the Board of Commissioners of Marion county, as to such change, and obtain his consent thereto.

Which was adopted.

The Senate Bill No. 21:

To provide for the government of State prisons,

Was read the first time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution thereof, to wit:

Resolved, the Senate concurring, That a joint committee of the two Houses be appointed to consist of five Senators on the part of the Senate, and eight Representatives on the part of the House, to which shall be referred the report of the commission on the compilation, revision and amendment of the laws, and that said committee shall have authority to employ a clerk and to report at any time to either House.

And the Speaker has appointed on said committee, on the part of the House, Messrs. Ryan, Lindsay, Hinton, Traylor, Kramer, Gibson, Neff and Chandler.

I am also directed to inform the Senate that the House has passed the following Senate bill, to wit:

Senate Bill No. 12: A bill to amend section No. 40 of an act "to divide the State into circuits for judicial purposes, fixing the time for holding courts therein," etc., approved March 6, 1873.

Mr. Yancey introduced Senate Bill No. 22:

An act to provide for the examination of the accounts of certain public officers and to enforce the same.

Which was read the first time.

Mr. Woollen introduced Senate Bill No. 23, entitled:

An act to protect the elective franchise, and providing penalties for violation of the provisions therein contained.

Read a first time.

Mr. Wilson introduced Senate Bill No. 24, entitled:

An act to authorize the appointment of a Commissioner of Fisheries for the State of Indiana, defining his duties and making an appropriation to defray the expenses thereof.

Read a first time.

Mr. White introduced Senate Bill No. 25, entitled:

A bill to repeal an act entitled "An act to provide for the inspection of mineral or petroleum oils for illuminating purposes, to regulate the sale of same, to provide for the appointment of Inspector and Deputy Inspectors, and prescribing penalties for violating any of the provisions of this act," and to repeal all laws in conflict with the same.

Read a first time.

Mr. Voyles introduced Senate Bill No. 26, entitled:

An act in relation to the issuing of marriage licenses, and matters properly connected therewith.

Which was read a first time.

Mr. VanVorhis introduced Senate Bill No. 27, entitled:

An act to amend section 1 of "An act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers and duties in civil cases," approved January 9, 1852.

Which was read a first time.

Mr. Spann introduced Senate Bill No. 28, entitled:

An act to prohibit pool selling, and providing penalties therefor.

Which was read first time.

Mr. Smith introduced Senate Bill No. 29, entitled:

A bill to provide for securing the muster rolls of the first, second and third regiments of Indiana volunteers, which have been abstracted or lost from the military files of the State, and for defraying the expenses thereof.

Read a first time.

Mr. Shaffer introduced Senate Bill No. 30, entitled:

An act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, prescribing penalties for the violation of this act, and prescribing penalties for intoxication, and providing for the recovery of damages for injuries growing out of unlawful sales of intoxicating liquors, and requiring police officers and constables to see that the same is enforced and providing penalties for neglect to do so, and requiring such officers to make arrests and enter complaints and providing penalties for neglect, and to repeal all laws and parts of laws coming in conflict with the provisions of this act and declaring an emergency.

Which was read a first time.

Mr. Ristine introduced Senate Bill No. 31, entitled:

An act to establish a Superior Court in the county of Montgomery, defining its jurisdiction, providing for the election and compensation of the Judge thereof.

Read a first time.

Mr. Poindexter introduced Senate Bill No. 32, entitled:

An act to amend section 2 of an act entitled, "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,' approved February 12, 1855, and repealing last act repealed by said act, and authorizing gifts or devises by will to be made to any corporation or purpose contemplated by this act," approved February 20, 1867.

Read a first time.

Mr. Menzies introduced Senate Bill No. 33, entitled:

An act prohibiting certain animals from running at large, pro-

viding remedies for damages, prescribing duties of certain officials, and excepting railway companies from the provisions, etc.

Which was read a first time.

Mr. Keiser introduced Senate Bill No. 34, entitled:

An act for the relief of John P. Hance, late Treasurer of Carroll county, Indiana, and the sureties upon his official bond, and declaring an emergency.

Read a first time.

Mr. Kahlo introduced Senate Bill No. 35, entitled:

An act limiting the powers of railroad companies to charge and exact compensation for the transportation of passengers upon the railroads of this State, providing a punishment for violations thereof, and declaring an emergency.

Read a first time.

Mr. Hefron introduced Senate Bill No. 36, entitled:

An act to amend section 26 of an act entitled "An act providing for the settlements of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof and the heirs thereto, and certain forms to be used in such settlement."

Which was read a first time.

Mr. Grubbs, by consent from select Committee on Rules, made the following report:

MR. PRESIDENT:

Your Committee on Rules report that the rules of the Senate for the session of 1879 be adopted for the government of the Senate, with the following amendments and additions, to wit:

Amend Rule 8 by striking out the 22d clause thereof and inserting in lieu thereof the following:

22d. On Public Health, Vital and other Statistics.

Amend Rule 8 by making the 18th clause read as follows:

18th. On Phraseology, Titles, Arrangement of Bills and Unfinished Business.

Amend Rule 8 by adding the following:

28th. On the Supervision and Inspection of the Journal of the Senate.

29th. On Executive Appointments.

Amend Rule 29 to read as follows:

Rule 29. When a motion has once been made and carried in the affirmative or negative, it shall be in order for any Senator of the majority to move a reconsideration thereof on the same or any other day during the session, but such motion can be entertained but once during the session, and when made after the second day it shall lie over one day before being acted upon.

Amend Rule 52 by adding thereto the following:

"And shall exclude from the cloak-room of the Senate all persons, except the President of the Senate, Senators, or persons having business with either and admitted by them, and such persons shall remain only so long as they shall be engaged in such business."

Amend Rule 54 by adding the following:

"The order of business shall be suspended only upon a two-thirds vote of the Senators present.".

Rule 58. The reports of Committees on Conference for the adjustment of differences between the two Houses shall be laid over one day before action thereon unless two-thirds of the members of the Senate shall otherwise order.

Rule 59. Any bill may be printed upon the order of the committee to which the same is referred, together with the report of the committee thereon, but the number printed shall not exceed one hundred.

Mr. Menzies moved to amend the report by making the rule adopted yesterday in regard to introduction of bills as rule No. 60.

Which was agreed to.

Mr. Brown moved to amend the resolution by striking out all after the word "called," so that the same, when amended, will read as follows, to wit:

"*Resolved*, That hereafter when the introduction of a bill is in order, that the list of Senators be called alphabetically, and that

each Senator, when his name is called, shall be permitted to introduce but one bill each time his name is so called, and the name of no Senator shall be called a second time until the entire list has been called."

The amendment was agreed to.

The report, as amended, was concurred in.

The Lieutenant Governor laid before the Senate the following communication from the Auditor of State:

Hon. Thomas Hanna, President of the Senate:

DEAR SIR: I respectfully request that you cause to be furnished to this department, at as early a date as possible, a certified list of the officers and employes of the Senate that I may know, by the proper authority, the persons who are legally entitled to warrants on the State Treasury for services.

I have the honor to be, yours, very respectfully,

M. D. MANSON,
Auditor of State.

Mr. Bell moved that the Secretary furnish said list.

Agreed to.

Mr. Hart introduced Senate Bill No. 37, entitled:

An act to amend sections 49 and 53 of "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved December 21, 1872.

Which was read a first time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 1.

Mr. Foster introduced a bill entitled:

An act to establish a State public school for dependent children.

Which was read a first time.

Mr. Comstock introduced Senate Bill No. 39, entitled:

A bill for an act to authorize County Commissioners to provide by purchase suitable asylum for the use and occupancy of children who are proper charges upon the counties, limiting the amount to be expended, defining who shall be received therein, providing for their support and declaring an emergency.

Read a first time.

Mr. Compton introduced Senate Bill No. 40, entitled:

An act to amend section three of "An act to provide for township elections and repealing laws inconsistent therewith," approved March 3, 1877.

Which was read first time.

Mr. Coffey introduced Senate Bill No. 41, entitled:

An act to amend section 48 of an act entitled "An act to divide the State into circuits for judicial purposes," etc.

Read a first time.

Mr. Chapman introduced Senate Bill No. 42, entitled:

An act to repeal "An act touching foreign importations and providing that certain acts thereof shall work a forfeiture," approved March 15, 1879.

Read a first time.

Mr. Bundy introduced Senate Bill No. 43, entitled:

An act to amend section 12 of an act entitled "An act regulating descents and the apportionment of estates."

Which was read first time.

Mr. Brown introduced Senate Bill No. 44, entitled:

An act to amend section 10 of an act entitled "An act touching contempts of court, prescribing penalties that may be inflicted therefor, and the methods of proceeding therein," approved March 31, 1879.

Read a first time.

Mr. Briscoe introduced Senate Bill No. 45, entitled:

An act to preserve the purity of elections, etc., and providing penalties thereof.

Read a first time.

On motion by Mr. Bell, House message on joint rules was taken up and concurred in.

Mr. Brown moved that two hundred copies of the rules for the government of the Senate together with the joint rules, the Constitution of the State, and the committees of the two Houses and joint committees be provided for the use of the Senate, except fifty copies, to be deposited with the State Librarian, and that said rules be printed in the Senate Journal.

Which was agreed to.

Mr. Bischowsky introduced Senate Bill No. 46, entitled:

A bill to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of said court and to abolish the Criminal Court of said county, and transfer the business thereof to the Circuit Court thereof and declaring an emergency.

Read a first time.

Mr. Brown asked and obtained leave of absence for Mr. Chapman for to-morrow.

Mr. Coffey asked and obtained leave of absence for Mr. Davis until Monday.

Mr. Benz introduced Senate Bill 47, entitled:

An act concerning the licensing of the engineers of stationary engines.

Read a first time.

On motion of Mr. Chapman, a message from the House, concerning Joint Committee on Revision of Laws, was taken up and concurred in.

Mr. Chapman asked and obtained leave of absence for Mr. Grubbs for to-morrow.

Mr. Woollen introduced the following joint resolution:

WHEREAS, The bills prepared by the Board of Revision of Laws will require careful, correct and speedy engrossment, and necessitate the employment of an additional clerk; therefore

Resolved, by the Senate, the House of Representatives concurring, That the Principal Secretary of the Senate, by and with the advice and consent of the Board of Revision, be and he is hereby authorized to appoint an additional clerk, whose special duty it shall be to engross all bills of the Board of Revision of Laws; said clerk to receive the sum of five dollars per day for each day actually engaged in such labor.

On motion of Mr. Langdon, the joint resolution was laid upon the table.

Mr. Coffey moved to adjourn.

Agreed to.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

JANUARY 13, 1881.

Senate met at 10 o'clock, the Lieutenant Governor in the Chair.

Prayer by Rev. H. J. Talbott.

Minutes of yesterday read and approved.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed enrolled act No. 1, House of Representatives, entitled An act appropriating $125,000 to defray the expenses of the 52d regular session of the General Assembly of the State of Indiana, etc., and the same is herewith submitted to the Senate for the signature of the President thereof.

Mr. Marvin asked and obtained leave of absence for Mr. Woods on account of sickness.

Mr. Viehe introduced the following:

MR. PRESIDENT:

I give notice that on to-morrow I will move the Senate to amend Rule 38 by striking out after the word "rejected," and by inserting in place thereof the following: "If no opposition is made or the question to reject is negatived, the bill shall pass to its second reading."

Laid on the table.

Lieutenant Governor Hanna announced the appointment of Kay Robinson, of Marion, as an additional Page.

Mr. Poindexter presented memorial of the Board of Commissioners of Floyd county, on the subject of a constitutional requirement, providing for the election of County Treasurers and Sheriffs every four years.

Mr. Hostetter presented a petition from the citizens of Noble county, asking to have a part of the fund for building school houses therein transferred to tuition fund, etc.

Mr. Henry offered the following resolution:

Resolved, That all persons be excluded from the floor of the Senate chamber except Senators, officers and employes, and others who are invited by Senators and the President of the Senate.

Which was agreed to.

Mr. Briscoe introduced the following resolution:

Resolved, That the Secretary of the Senate, the Assistant Secretary and Doorkeeper are hereby requested to furnish the name of each employe, his position, with the name of county the employe is from, and post the names of such employes in some conspicuous place in the Senate chamber.

Adopted.

Mr. Foster moved to reconsider the vote excluding reporters, etc.

Agreed to.

Mr. Brown offered the following amendment:

Provided, That this resolution shall not extend to regular newspaper reporters, and newspapers desiring to have reporters here are requested to give the Secretary of the Senate the names of such reporters.

Which was agreed to.

Mr. Marvin offered the following resolution:

That the Judiciary Committee be requested to inquire into the constitutionality and propriety of prohibiting the circulation of the so-called "trade dollar" in the State of Indiana, and report by bill or otherwise.

Laid on the table.

Mr. Foster moved to reconsider the vote on the resolution admitting persons to the Senate chamber.

Which was agreed to.

Mr. Kahlo offered the following resolution:

WHEREAS, The present numbers of the General Assembly as fixed by statute is largely in excess of the number absolutely necessary for equally as good as well as less expensive legislation; therefore be it

Resolved, That the Committee on Apportionment be and is hereby instructed to inquire into the expediency, practicability and constitutionality of reducing the number of State Senators to thirty and members of the House of Representatives to sixty, with a fixed salary per annum for each, and that said committee report the result of their examination and decision by bill, or otherwise, at the earliest period practicable.

Laid on the table for reference.

Mr. Rahm offered the following joint resolution:

Resolved by the Senate of the State of Indiana, the House concurring, That our Senators and Congressmen be and are hereby instructed to use their best endeavors to secure the passage of a law pensioning the remaining survivors of the Mexican and Florida wars, as a matter of justice to brave men who, by their heroism, aided the government to acquire territory of incalculable value to the country and preserve the honor of the nation.

Mr. Brown moved that it be made a joint resolution, which was accepted.

Read a first time.

Senate Bill No. 1, introduced by Mr. Bell, entitled:

An act to extend the jurisdiction of the Criminal and Circuit Court of Vigo county, etc.

Was read a second time by title only, and laid on the table for reference.

Mr. Bischowsky introduced Senate Bill No. 48, entitled:

An act to provide for the schools of the State a uniform series of text books that shall be better and cheaper than those now in use.

Read a first time.

Mr. Briscoe introduced Senate Bill No. 49, entitled:

An act to promote the general health and secure better general

drainage of the lands, etc., prescribing certain duties, fixing penalties for the violation thereof and repealing all laws in conflict therewith and declaring an emergency.

Read a first time.

Mr. Bundy introduced Senate Bill No. 50, entitled:

An act to legalize the incorporation of the town of New Castle, in Henry county, Indiana, and all additions made thereto, and the annexation of contiguous territory thereto, etc.

Read a first time.

Mr. Foster introduced Senate Bill No. 51, entitled:

An act concerning interest and usury.

Which was read a first time.

Mr. Leeper introduced Senate Bill No. 52, entitled:

An act to amend section 34 of an act entitled "An act to provide for a system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and prescribing fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed," approved March 6, 1865.

Read a first time.

Mr. Rahm introduced Senate Bill No. 53, entitled:

An act to amend the charter of the city of Evansville, Indiana.

Read a first time.

Mr. Menzies moved the suspension of the constitutional rules, that Senate Bill No. 53 be read a first time by title only.

The ayes and nays, being ordered, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Compton, Graham, Hefron, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Spann, Urmstan, Viehe, Voyles and White. Ayes, 23.

Those voting in the negative were:

Messrs. Coffey, Comstock, Hostetter, Langdon, Lockridge, Macartney, Sayre, Traylor and Yancey. Nays, 9.

No quorum voting.

Mr. Menzies demanded a call of the Senate, which being ordered and taken, forty-three members were present, as follows:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White and Wilson. Total, 43.

Further proceedings under call of the House were dispensed with.

Mr. Menzies made another motion that the constitutional rule be suspended, and the bill read by sections.

Which being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Foster, Graham, Hart, Henry, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Shaffer, Urmstan, Viehe and Voyles. Ayes, 29.

Those who voted in the negative were:

Messrs. Coffey, Comstock, Garrigus, Hefron, Hostetter, Langdon, Lockridge, Ristine, Sayre, Smith, Traylor, VanVorhis and Yancey. Nays, 13.

So the motion was rejected, two-thirds not voting in the affirmative.

Mr. Ristine introduced Senate Bill No. 54, entitled:

A bill for an act to amend an act entitled "An act authorizing Boards of County Commissioners to contract for gravel, macadamized or paved roads upon petition of a majority of resident landowners along and adjacent to the line of any road, authorizing them

to issue bonds of the county to raise money required for that purpose and provide for the payment of such bonds by taxing land adjacent to the road, repealing all laws inconsistent herewith and declaring an emergency," approved March 3, 1877.

Read a first time.

Mr. Smith introduced Senate Bill No. 55, entitled;

An act to authorize County Commissioners to purchase and make free gravel, macadamized and plank roads in their respective districts.

Which was read a first time.

Mr. Poindexter introduced Senate Bill No. 56, entitled:

An act regulating the transportation of freight on and over railroads and other matters properly connected therewith.

Read a first time.

Mr. Spann introduced Senate Bill No. 57, entitled:

An act to authorize incorporated towns to contract with water works, fire plugs or hydrants for the extinguishment of fires and for fire purposes, and to levy and collect a special tax to pay for the same.

Read a first time.

Mr. Urmstan introduced Senate Bill No. 58:

An act to amend section 74 of an act entitled "An act to provide for a general system of common schools, the officers thereof, and respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries," and to repeal all laws inconsistent therewith providing penalties therein prescribed.

Read a first time.

Mr. VanVorhis introduced Senate Bill No. 59, entitled:

An act to provide for the election of a Police Judge in all cities having a population of 60,000 or more inhabitants, incorporated under the general laws of this State, and defining his jurisdiction, powers and duties.

Read a first time.

Mr. Viehe introduced Senate Bill No. 60, entitled:

An act providing for the submission to the electors of the State of Indiana for ratification of the amendments to the Constitution, proposed and agreed to by the General Assemblies of the State at the sessions of 1877 and 1879, prescribing duties of officers of election and others in relation thereto, providing penalties for violations of it, and other matters relating to the same subject, and declaring an emergency.

Read a first time.

On motion, the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

THURSDAY, JANUARY 13, 1881.

Senate met at 2 o'clock, with the Lieutenant Governor in the Chair.

The following communication was received by the Lieutenant Governor from the Board of State-house Commissioners:

Hon. Thomas Hanna, Lieutenant Governor of Indiana:

SIR: The Board of State-house Commissioners respectfully invite the members of the Senate, individually or collectively, at their own convenience, to make a personal examination of the new State-house building with a view of ascertaining the progress made and the character of the work performed.

The Commissioners would be pleased to exhibit at all times the plans, specifications and samples of material designed for future construction, as well as the system adopted for keeping accounts of their expenditures.

By order of the Board. Very respectfully,
JOHN M. GODOWN, Secretary.

Mr. Wilson introduced Senate Bill No. 61, entitled:

An act to define and establish the 6th and 42d circuits in the State of Indiana, and to fix the times of holding courts therein.

Read first time.

Mr. Comstock introduced Senate Bill No. 62, entitled:

A bill for an act to remove the disabilities of coverture.

Read a first time.

Mr. Sayre introduced Senate Bill No. 63, entitled:

An act to amend section 26 of an act entitled, "An act fixing certain fees to be taxed in the offices and the salaries of officers therein named, providing for certain employes in certain public offices and fixing their compensation, defining certain duties and liabilities of officers and persons therein named, providing for disposition of certain moneys, making certain appropriations, declaring certain violations of the provisions of this act to be a penal offense and prescribing the punishment and repealing all conflicting laws," approved March 31, 1879, and declaring an emergency.

Which was read a first time.

Mr. Owen introduced Senate Bill No. 64, entitled:

A bill for an act to amend section 1 of an act entitled "An act to authorize cities and towns to issue bonds for the purpose of funding their indebtedness, reducing the rate of interest on pre-exsting obligations, compromising with any creditor or creditors, or taking up and canceling bonds, notes, or other obligations already due or which shall hereafter become due, and making it the duty of the Common Council of such cities or Board of Trustees of such town or city to levy taxes for the payment of the interest, and to provide sinking funds for the liquidation of the principal of such bonds," approved March 24, 1879.

Read a first time.

Mr. Urmstan introduced Senate Bill No. 65, as follows:

An act entitled an act to amend section 766 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice without distinction between law and equity," approved June 18, 1852.

Which was read a first time.

Mr. Brown introduced Senate Bill No. 66 entitled:

An act to amend section 1 of an act entitled, "An act to amend section 90 of an act entitled 'An act to revise, simplify and abridge the rules, practice, pleading and forms in criminal actions in the courts of this State,' approved June 17, 1852, and declaring an emergency," approved March 10, 1873.

Read a first time.

Mr. Kramer introduced Senate Bill No. 67 entitled:

An act in relation to terms of Trustees of incorporated towns.

Mr. Shaffer offered the following:

Resolved, That a committee of three senators be appointed by the President, whose duty it shall be to draft such suitable memorials and resolutions upon the life and death of Senator B. L. Davenport, of Elkhart county, whose death occurred when still a member of this body, and that said committee prepare such a memorial and resolutions and report at no distant day for the action of the Senate.

Which was adopted.

The Lieutenant Governor appointed as said special committee, Messrs. Shaffer, Hefron and White.

Mr. Briscoe, from the special Committee on Rooms for Committees, made the following report:

MR. PRESIDENT:

Your committee for procuring rooms for the use of the committees, beg leave to make the following report, to wit:

The said committee report that they have received propositions from the proprietors of the New-Denison, the Occidental and the Grand Hotels, as follows:

NEW-DENISON HOTEL, January 13, 1881.

Messrs. Briscoe, Smith and Wilson, Committee on Rooms:

GENTLEMEN: I will furnish you the five large rooms on ground floor of this hotel, immediately in rear of office, known as parlors A, B, C, D and E, for $20 per day, including heat, gas and service.

Yours respectfully, H. B. SHERMAN.

The Occidental Hotel will furnish five rooms, with fire and gas for committee purposes from 7 P. M. to 10 P. M. during the session (of 60 days) for the consideration of one hundred and eighty-five dollars ($185). The said rooms to be used by said hotel when not occupied by said committee. E. J. MAY.

INDIANAPOLIS, Jan. 13, 1881.

Hon. Thomas Briscoe, Chairman Com. on Com. Rooms:

DEAR SIR:—I am directed to advise you that the Grand Hotel will furnish five (5) good committee rooms on first floor proper, at the sum of two hundred dollars ($200) during the entire term of the regular session. J. H. PRICE.

All of which is respectfully submitted for the action of the Senate by your committee. J. H. BRISCOE, Chairman.

Mr. Brown moved that the proposition of the Grand Hotel be referred back to the committee, with instructions to inquire whether the proposition made gives the Senate exclusive possession and control of the rooms, and if so, to designate by number or otherwise what particular rooms the Senate is to have.

Which was agreed to.

Mr. Langdon introduced Senate Bill No. 68, entitled:

An act to provide for determining, allowing and paying claims against the State, constituting the Auditor of State, Secretary of State and Treasurer of State a Board of Claims, and prescribing the duties of such Board, and for bringing, prosecuting and defending actions against the State, and prescribing the duties of the Attorney-General in relation thereto.

Read a first time.

Mr. Owen moved to suspend the constitutional rules so his bill, No. 64, may be read second time by title, be considered as engrossed, read a third time by sections and put upon its passage.

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Hart, Hefron, Henry, Hostetter,

Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White and Yancey. Ayes, 39.

Those who voted in the negative were:

Messrs. Benz and Briscoe. Ayes, 2.

So the motion was agreed to, and

Senate Bill No. 64 was read second time by title and considered as engrossed, and read third time by sections.

By consent, an emergency clause was added, and

The question being, Shall the bill pass?

Resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Compton, Foster, Garrigus, Graham, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White and Yancey. Ayes, 37.

Mr. Briscoe voting in the negative.

So the bill passed.

Mr. Langdon asked and obtained leave of absence for Mr. Bell for to-morrow, also for Mr. Poindexter on account of sickness.

Mr. Foster offered the following concurrent resolution:

Resolved by the Senate, the House of Representatives concurring therein, That all laws with an emergency clause in the order of their enactment, and as soon thereafter as practicable, be printed at the lowest possible cost and in sufficient numbers to supply each Clerk's and Auditor's office, bar association of the State, with a copy thereof.

Mr. VanVorhis moved to lay resolution on the table.

The ayes and nays being demanded by Messrs. Foster and Hart,

Which resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Coffey, Comstock, Garrigus, Graham, Hefron, Henry, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Majors, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, Viehe, Wilson and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Brown, Compton, Davidson, Foster, Hostetter, Howard, Keiser, Leeper, Macartney, Marvin, Menzies, Poindexter, Urmstan and White. Nays, 14.

The motion was agreed to.

Mr. Foster introduced Senate Bill No. 69, entitled:

An act to regulate the practice of medicine in the State of Indiana, and to provide penalties for violating the same.

Read a first time.

Mr. Rahm introduced Senate Bill No. 70, entitled:

An act enabling Dr. C. D. Dorg, residing at Evansville, Vanderburgh county, State of Indiana, to assume the name of James Herbert Egan.

Which was read a first time.

Mr. Menzies introduced Senate Bill No. 71, entitled:

An act to amend section 784 of "An act to revise, simplify and abridge the rules of practice and pleading and forms in civil cases in the courts of this State," etc., approved June 18, 1852.

Read a first time.

Mr. Voyles introduced Senate Bill No. 72, entitled:

An act in relation to the 3 per cent fund remaining unexpended.

Which was read a first time.

Mr. Bundy moved to take up Senate Bill No. 50.

Agreed to.

Mr. Bundy now moved the constitutional rules be suspended Bill No. 50 be read second time by title, considered engrossed, read a third time by sections and put upon its passage.

Mr. Bundy withdrew his motion.

Mr. Benz introduced Senate Bill No. 73, entitled:

An act to amend section 3, of an act entitled "An act for the regulation of weights and measures."

Read a first time.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

JANUARY 14, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. Jacob Rothwiler.

Pending the reading of the Journal,

Mr. Menzies moved further reading of the Journal be dispensed with.

The Lieutenant Governor announced the following standing committees:

On Elections.—Messrs. Sayre, Viehe, Spann, Keiser, Kramer, Lockridge and Hefron.

On Finance.—Messrs. Wilson, Langdon, Leeper, Smith, Davis, Owen and Foster.

On Judiciary.—Messrs. Grubbs, Bell, Brown, Chapman, Comstock, Graham and Traylor.

On Organizations of Courts.—Messrs. Langdon, Coffey, Van Vorhis, Grubbs, Bischowsky and Compton.

On Education.—Messrs. Owen, Leeper, White, Davis, Smith, Sayre and Traylor.

On Corporations.—Messrs. Garrigus, Hefron, Spann, Woods, Yancey, Graham and Rahm.

On Roads.—Messrs. Poindexter, Hostetter, Hart, Macartney, Majors, Lockridge and Marvin.

On Benevolent and Reformatory Institutions.—Messrs. Van Vorhis, Viehe, Comstock, Ristine, Bell, Kahlo and Urmstan.

On Agriculture.—Messrs. Lockridge, Smith, Leeper, Poindexter, Davis, Macartney and Marvin.

On Lands.—Messrs. Macartney, Rahm, Yancey, Coffey, Bischowsky, Sayre and Compton.

On Public Printing.—Messrs. Keiser, Foster, Bundy, Yancey, Howard, Henry and Briscoe.

On Public Buildings and State Library.—Messrs. Kahlo, Menzies, Garrigus, Bell, Shaffer, Comstock and Woollen.

On State Prisons.—Messrs. Chapman, Menzies, Ristine, Hutchinson, Sayre, Bundy and Benz.

On Canal, Internal Improvements and Swamp Lands.—Messrs. Bischowsky, Woods, Garrigus, Majors, Bundy, Poindexter and Hutchinson.

On Fees and Salaries.—Messrs. Smith, Bell, Langdon, Henry, Urmstan, Owen and Marvin.

On Claims and Expenditures.—Messrs. Ristine, Urmstan, Wilson, Hostetter, Davidson, Grubbs and Briscoe.

On Military Affairs.—Messrs. Hostetter, Grubbs, Henry, Kramer, VanVorhis and Hart.

On Phraseology, Titles, Arrangement of Bills and Unfinished Business.—Messrs. Henry, Brown, Langdon, Wilson, Traylor, Keiser and Woollen.

On Federal Relations, and Privileges of the Inhabitants of the State.—Messrs. Shaffer, Davidson, Chapman, Coffey, Compton, Lockridge and Benz.

On Temperance.—Messrs. Ristine, Hefron, Kahlo, Shaffer, Briscoe, Bischowsky and Urmstan.

On County and Township Business.—Messrs. White, Voyles, Hostetter, Hart, Poindexter, Rahm and Ristine.

On Public Health and Other Vital Statistics.—Messrs. Yancey, Woollen, Howard, Shaffer, Macartney, Sayre and Majors.

On Insurance.—Messrs. Spann, Woollen, Wilson, Graham, Wood, White and Voyles.

On Railroads.—Messrs. Graham, Brown, Kahlo, Foster, Spann, Garrigus and Voyles.

On Mines, Mining and Manufacturing.—Messrs. Bundy, Compton, Keiser, Owen, Viehe, Chapman and Menzies.

On Congressional Apportionment.—Messrs. Grubbs, Viehe, Comstock, Compton, Langdon, Poindexter, Rahm, Garrigus, Woods, Macartney, White, VanVorhis and Howard.

On Legislative Apportionment.—Messrs. Shaffer, Brown, Spann,

Kramer, Keiser, Coffey, Davis, Woollen, Yancey, Graham, Hostetter, White and Traylor.

On Supervision and Inspection of the Journal of the Senate.—Messrs. Bischowsky, Briscoe, Davidson, Lockridge, VanVorhis, Hutchinson and Sayre.

On Executive Appointments.—Messrs. Bundy Brown, Chapman, Yancey, Voyles, Graham and Hutchinson.

Joint standing committees on the part of the Senate:

On Enrolled Bills.—Messrs. Smith, Foster and Wilson.

On Public Buildings.—Messrs. Garrigus, Leeper and Lockridge.

On State Library.—Messrs. Kahlo, Marvin and VanVorhis.

On Canal Fund.—Messrs. Bischowsky, Davidson and Owen.

On Claims.—Messrs. Wilson, Hefron and Yancey.

On Revision of the Statutes.—Messrs. Comstock, Viehe, Langdon, Menzies and Henry.

Mr. Keiser presented petition in the matter of John P. Hance, late Treasurer of Carroll county, Indiana, for the relief of the said John P. Hance, and the sureties upon his official bond, from the payment of funds belonging to the county of Carroll, and stolen from the safe of the said county on the night of the 21st of May, 1880; signed by 1,200 citizens of Carroll county, Indiana.

Referred to Committee on County and Township Business.

Claim of Thomas Wright for washing towels in 1879 was referred to Committee on Claims.

Mr. Briscoe, from the select Committee on Rooms, submitted the following:

Hon. Thomas Briscoe, Chairman Special Committee on Rooms:

DEAR SIR:—I am authorized by Mr. Pfingst, proprietor Grand Hotel, to say that he proposes to let the Senate committee have use of five rooms during regular session for ($200) two hundred dollars, and said rooms to be used until between eleven and twelve o'clock each evening, except one for Judiciary Committee, which shall be exclusively for Senate use. Mr. Pfingst proposes to furnish the

necessary presses in which books and papers may be kept in each committee room.

Mr. Comstock moved that the report of the committee be referred back to the committee with instructions to procure a written proposition, signed by the proprietor of the Grand Hotel, giving the number and floor of the rooms offered to the Senate, definitely stating the time which the committee are to have the exclusive use of said rooms, and particularly the provision to be made for preservation of papers of the committee, and the committee comply with the instruction already given.

Mr. Urmstan moved to strike out that portion referring to Grand Hotel.

Which was agreed to.

The motion as amended was agreed to also.

Mr. Hefron offered the following resolution:

Resolved, That the Secretary be instructed to furnish to each member of the Senate a copy of the acts of 1877, if the same can be procured without any expense to the State.

Which was adopted.

Mr. Garrigus offiered the following resolution:

Resolved by the Senate, That the State Librarian be requested, as soon as practicable, to report to the Senate what disposition, if any, has been made by her of the statutes returned by the members of the last session upon the adjournment thereof, and if any portion have been sold that she report what number and for what price per set or volume, and what amount of money has been received therefor, and what has been done with it, and at what price the present statutes have been furnished to the Senate.

Mr. Chapman offered the following joint resolution:

Resolved by the Senate, the House of Representatives concurring, That at the joint convention to be convened on Wednesday, the 19th day of January, 1881, pursuant to the act of Congress, for the purpose of electing an United States Senator, the General Assembly do proceed, after the election of a United States Senator, to the election of a State Librarian.

Which was adopted.

Mr. Viehe called up his motion, submitted yesterday, for an amendment to the rules.

Mr. Bell moved to refer to the Committee on Rules.

Which was agreed to.

Mr. Viehe gave notice that on to-morrow he would move to amend rule No. 38.

Mr. Kramer asked and obtained leave of absence for Mr. Rahm from noon till Monday noon.

Mr. Langdon moved that all bills and joint resolutions be now read by title for information to refer.

Which was agreed to.

Joint resolution No. 1:

In relation to authorizing the Governor of the State of Indiana to appoint a surveyor and civil engineer to survey the public lands of the State bordering on the Kankakee river, etc.,

Went to the Committee on Swamp Lands.

Joint resolution in reference to instructing our Senators and requesting our Representatives to use their influence to procure the repeal of so much of the acts of Congress relating to the jurisdiction of Circuit and District Courts of the United States, of suits by and against national banks.

Joint Resolution No. 3:

For an engrossing clerk to the Committee on Revision of the Laws.

Referred to Committee on Laws.

Joint Resolution No. 4:

In relation to pensioning remaining survivors of the Mexican and Florida wars.

Referred to Committee on Federal Relations.

Senate Bill No. 1, by Senator Bell:

In reference to the Criminal Circuit Court of Vigo county,

Was referred to Committee on Organization of Courts.

Senate Bill No. 2, by Senator Briscoe:

In reference to duties of railroad companies.

Referred to Committee on Railroads.

Senate Bill No. 3:

In reference to calling a constitutional convention,

Was, on motion of Mr. Brown, referred to a committee of one from each Congressional District.

Senate Bill No. 4:

In reference to providing for the organization and government of State Prisons.

Referred to Committee on Prisons.

Senate Bill No. 5:

An act in relation to workings of coal mines and declaring liens on machinery, etc.

Referred to Committee on Mines and Mining.

Senate Bill No. 7:

In relation to establishing public libraries in connection with public schools in all cities of 15,000 or more inhabitants.

Referred to Committee on Education.

Senate Bill No. 8:

In relation to regulating charges of transportation of freights over railroads in this State, etc.

Referred to Committee on Railroads.

Senate Bill No. 9:

An act in reference to the education and employment of children.

Referred to Committee on Education.

Senate Bill No. 10, entitled:

An act empowering County Commissioners to convey cemeteries, and providing for the management and control thereof.

Referred to the Committee on Rights and Privileges.

Senate Bill No. 11, by Senator Lockridge:

In relation to recognizances, etc.

Referred to Judiciary Committee.

Senate Bill No. 13:

In relation to reducing interest on school fund mortgages, etc.

Referred to Committee on Education.

Senate Bill No. 14, entitled:

An act concerning judgments in courts of record, and the satisfaction of the same of record, etc.

Referred to Committee on Judiciary.

Senate Bill No. 15:

In reference to providing for the government and discipline of State Prisons, etc.

Referred to Committee on Prisons.

Senate Bill No. 16:

In relation to amending section 79 of an act entitled An act to repeal all general laws now in force for the incorporation of cities, etc.

Referred to Committee on Corporations.

Senate Bill No. 17, entitled:

An act concerning parties to action.

Referred to Committee on Judiciary.

Mr. VanVorhis gave notice that on to-morrow he would move to amend rule No. 8.

Senate Bill No 19:

In relation to prescribing the time in which defendants shall be required to appear and answer in civil actions, etc.

Referred to Committee on Judiciary.

Senate Bill No. 20, entitled:

An act to amend section 74 of an act entitled An act to provide for a general system of common schools, etc.

Referred to Judiciary Committee.

Mr. Foster asked and obtained leave of absence for Mr. Hart on account of sickness in his family.

Senate Bill No. 21, entitled:

An act to provide for the government and discipline of State Prisons, etc.

Referred to Committee on State Prisons.

Senate Bill No. 22, entitled:

An act to provide for the examination of the accounts of certain public officers, etc.

Referred to Committee on County and Township Business.

Senate Bill No. 23, entitled:

An act to protect the elective franchise, and providing penalties for violation of the provisions therein contained.

Which was referred to Judiciary Committee.

Senate Bill No. 24, entitled:

An act to authorize the appointment of a Commissioner of Fisheries for the State of Indiana, etc.,

Was referred to Committee on Swamp Lands.

Senate Bill No. 25:

In reference to a bill to repeal an act entitled an Act to provide for the inspection of mineral or petroleum oils for illuminating purposes, etc.,

Which was referred to Committee on County and Township Business.

Senate Bill No. 26, entitled:

An act in relation to the issuing of marriage licenses, etc.,

Was referred to Committee on Federal Relations.

Senate Bill No. 27, entitled:

An act to amend section 1 of an act entitled An act providing for the election and qualifications of Justices of the Peace, etc.,

Was referred to the Committee on Judiciary.

Senate Bill No. 28, entitled:

An act to prohibit pool selling, etc.,

Was referred to the Committee on Judiciary.

Senate Bill No. 29, entitled:

An act to provide for securing the muster rolls of the First, Second and Third regiments of Indiana Volunteers, etc.,

Was referred to Committee on Military affairs.

Senate Bill No. 30, entitled:

An act to regulate and license the sale of spirituous, vinous and malt and other intoxicating liquors, etc.,

Was referred to Committee on Temperance.

Senate Bill No. 31, entitled:

An act to establish a Superior Court in the county of Montgomery, etc.

Referred to Committee on Organization of Courts.

Senate Bill No. 32, entitled:

An act to amend section 2 of an act entitled An act concerning the organization and perpetuity of voluntary associations, etc.,

Was referred to the Committee on Corporations.

Senate Bill No. 33, entitled:

An act prohibiting certain animals from running at large, etc.,

Was referred to Committee on Agriculture.

Senate Bill No. 34, entitled:

An act for the relief of John P. Hance, late Treasurer of Carroll county.

Referred to the Committee on County and Township Business.

Senate Bill No. 35, entitled:

An act limiting the powers of railroad companies to charge exact compensation for the transportation of passengers, etc.,

Was referred to the Committee on Railroads.

Senate Bill No. 36, entitled:

An act to amend section 26 of an act entitled An act providing for the settlements of decedents' estates, etc.,

Referred to Committee on the Judiciary.

Senate Bill No. 37, entitled:

A bill to amend sections 49 and 53 of an act entitled An act to provide for a uniform assessment of property, etc.

Referred to the Committee on County and Township Business.

Senate Bill No. 38, entitled:

An act to establish a State Public Shool for dependent children,

Was referred to the Committee on Education.

Senate Bill No. 39, entitled:

An act to authorize County Commissioners to provide, by purchase, suitable asylums for the use and occupancy of children who are proper charge upon the county, etc.,

Which was referred to Commmittee on Benevolent Institutions.

Senate Bill No. 40, entitled:

An act to amend section 3 of an act entitled An act to provide for township elections, etc.,

Was referred to Committee on County and Township Business.

Senate Bill No. 31, entitled:

An act to amend section 48 of an act entitled An act to divide the State into circuits for judicial purposes, etc.

Referred to the Committee on Organization of Courts.

Senate Bill No. 42, entitled:

An act to repeal an act touching foreign importations, etc.

Referred to the Committee on Mines, Mining and Manufacturing.

Senate Bill No. 43, entitled:

An act to amend section 12 of an act entitled An act regulating descents and the apportionment of estates,

Was referred to the Committee on Judiciary.

Senate Bill No. 44, entitled:

An an act to amend section 10 of an act touching contempts of court, etc.

Which was referred to the Committee on Judiciary.

Senate Bill No. 45, by Senator Briscoe, entitled:
An act to preserve the purity of elections, etc.
Referred to the Committee on Judiciary.

On motion, Senate adjourned until 2 o'clock.

AFTERNOON SESSION.

FRIDAY, JANUARY 14, 1881.

Senate met at 2 o'clock, President pro tem. Grubbs in the Chair.

Senate Bill No. 46, entitled:
An act to establish a Superior Court in the County of Vigo, etc., and to abolish the Criminal Court of said county and transfer the business thereof to the Circuit Court, etc.
Was referred to the Committee on Judiciary.

Senate Bill No. 47, entitled:
An act concerning the licensing of the engineers of stationery engines.
Referred to Committee on Federal Relations and Rights and Privileges of the Inhabitants of the State.

Senate Bill No. 48, entitled:
An act providing for a uniform series of text-books, etc.
Referred to Committee on Education.

Senate Bill No. 49, by Mr. Briscoe, entitled:
An act to promote the general health, and to secure better general drainage, etc.
Was referred to the Committee on Swamp Lands.

Senate Bill No. 50, entitled:
An act to legalize the incorporation of the town of New Castle, in Henry county, Indiana, etc.
Referred to the Committee on Corporations.

Senate Bill No. 51, entitled:

An act concerning interest and usury.

Referred to Committee on Judiciary.

Senate Bill No. 52, entitled:

An act to amend section 34 of an act entitled An act to provide for a system of schools, etc.

Referred to the Committee on Education.

Senate Bill No. 53, entitled:

An act to amend the charter of the city of Evansville.

Referred to the Committee on Corporations.

Senate Bill No. 54, entitled:

An act to amend an act entitled An act authorizing Boards of County Commissioners to construct gravel, macadamized or paved roads upon petition of land-owners, etc.,

Was referred to Committee on Roads.

Senate Bill No. 55, entitled:

An act to authorize County Commissioners to purchase and make free, gravel, macadamized and plank roads in their respective districts.

Referred to the Committee on Roads.

Senate Bill No. 56, entitled:

An act regulating the transportation of freight on and over railroads, and other matters connected therewith.

Referred to Committee on Railroads.

Senate Bill No. 57, entitled:

An act to authorize incorporated towns to contract with waterworks companies for water, fire-plugs, etc.,

Was referred to the Committee on Corporations.

Senate Bill No. 58, entitled:

An act to amend section 74 of an act entitled An act to provide for a general system of common schools.

Referred to Committee on Fees and Salaries.

Senate Bill No. 60, entitled:

An act providing for the submission to the electors of the State of Indiana for ratification of the amendments to the Constitution proposed and agreed to by the General Assembly of said State at the sessions of 1877 and 1879, etc.,

Was referred to the Committee on Judiciary.

Senate Bill No. 61, entitled:

An act to define and establish the 6th and 42d Circuits in the State of Indiana, and to fix the time of holding courts therein.

Referred to Committee on Organization of Courts.

Senate Bill No. 62, entitled:

A bill for an act to remove the disabilities of coverture.

Referred to Judiciary Committee.

Senate Bill No. 63, entitled:

An act to amend section 26 of an act entitled An act fixing certain fees to be taxed in the offices and the salaries of officers therein named, etc.

Referred to the Committee on Fees and Salaries.

Senate Bill No. 65, entitled:

An act to amend section 766 of an act entitled An act to revise, simplify and abridge the rules, practice and pleadings and forms in civil cases in the courts of this State, etc.,

Was referred to the Committee on Federal Relations and Rights and Privileges of the Inhabitants of the State.

Senate Bill No. 66, entitled:

An act to amend section 1 of an act to amend section 90 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in criminal actions in the courts of this State," approved June 17, 1852.

Referred to Judiciary Committee.

Senate Bill No. 67, entitled:

An act to extend the terms of offices of Trustees of incorporated towns.

Referred to Committee on Corporations.

Senate Bill No. 68, entitled:

An act to provide for determining, allowing and paying claims against the State, etc.,

Was referred to the Committee on Judiciary.

Senate Bill No. 69, entitled:

An act to regulate the practice of medicine in the State of Indiana, etc.

Referred to the Committee on Public Health and Vital Statistics.

Senate Bill No. 70, entitled:

An act to change the name of James Herburt Eagen.

Referred to Committee on Federal Relations.

Senate Bill No. 71, entitled:

An act to amend section 784 of an act to revise, simplify and abridge the rules of practice, pleadings and forms in civil cases in Courts of this State, etc.

Referred to the Committee on Judiciary.

Senate Bill No.72,, entitled:

An act in relation to the three per cent fund remaining unexpended,

Was referred to the Committee on County and Township Business.

Senate Bill No. 73, entitled:

An act to amend section 3 of an act entitled An act for the regulation of weights and measures,

Was referred to the Committee on Rights and Privileges.

Mr. Briscoe, from the special Committee on Committee Rooms, submitted the following proposition from the Grand Hotel:

INDIANAPOLIS, 14th January, 1881.

Hon. Thomas Briscoe and Members of Special Senate Committee on Committee Rooms:

GENTLEMEN: In relation to the matter of furnishing committee rooms, I propose, for the sum of two hundred dollars to us paid, to furnish for use of Senate Committees during the present regular

session of the General Assembly, rooms numbered 3, 5, 7, 15 and 26, on what is known as office floor of hotel, said rooms to be supplied with light and heat, and to be supplied with bureau or press with lock and key, in which to keep such articles as may be properly connected with such committees; such rooms to be at the service and for the exclusive use of said committees from 8 A. M. to 11 o'clock P. M., each day, with the exception of room 3, which will be at the service of committees during the entire time.

GEO. F. PFINGST,
Proprietor Grand Hotel.

Mr. Langdon moved report lay on the table.

Ayes and nayes being demanded by Messrs. Spann and Wilson.

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Compton, Hefron, Hostetter, Kahlo, Langdon, Lockridge, Marvin, Menzies, Ristine, Smith, Urmstan, Voyles and Yancey. Ayes, 17.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Bundy, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Henry, Howard, Hutchinson, Kramer, Leeper, Macartney, Majors, Sayre, Shaffer, Spann, Traylor, Viehe, White, Wilson, Woods and Woollen. Nays, 22.

So the motion was rejected.

Mr. Bell moved that the communication from the committee lie upon the table; that the proposition of the Grand Hotel be accepted, and that the committee be directed to close a contract upon the basis set forth in the proposition.

Adopted.

On motion by Mr. Woollen it was ordered that debate cease.

The question recurring on Mr. Bells motion.

The ayes and nays being demanded by Messrs. Bell and Woollen resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kramer, Ristine, Sayre, Shaffer, Spann, Traylor, Viehe, White, Wilson, Woods and Woollen. Ayes, 25.

Those who voted in the negative were:

Messrs. Benz, Brown, Chapman, Compton, Hefron, Kahlo, Langdon, Lockridge, Macartney, Marvin, Menzies, Smith, Urmstan, VanVorhis, Voyles and Yancey. Nays, 16.

So the motion was agreed to.

Mr. Graham moved when the Senate adjourned it adjourn till 2 o'clock Monday.

Agreed to.

Mr. Yancey introduced a bill, entitled:

An act to regulate and improve the practice of medicine in Indiana, etc.,

Which was read a first time and referred to Committee on Public Health.

The Lieutenant Governor announced committee to which Senate Bill No. 3 was referred as follows: Messrs. Brown, Hart, Hefron, Wilson, Lockridge, Spann, Chapman, Compton, Langdon, Woods, Sayre, White and Foster.

Senate Bill No. 75, entitled:

A bill for an act to enable the owners of lands subject to overflow by any stream to reclaim and protect such lands by a system of levees, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Comstock asked and obtained leave of absence for Messrs. Garrigus and Graham till Monday.

Senate Bill No. 76, entitled:

An act to permit all patents issued by the United States, and by the State of Indiana, conveying real estate in said State, and the record of all patents aforesaid that have been recorded in any county of this State as legal evidence aforesaid, etc.

Read a first time and referred to Judiciary Committee.

MR. PRESIDENT:

Your Committee on rules report as follows:

1. Amend Rule 38 by adding thereto the following: Or to a committee of the whole Senate. If the bill be referred to a com-

mittee of the whole Senate, the Senate shall determine on what date it shall be considered.

2. Amend Rule 39 to read as follows: The committee to whom a bill shall be referred may report thereon with or without amendments; and the bill when returned, if this be on a day subsequent to its first reading, shall be on its second reading, and after it has been read the report of the committee shall be read; the question shall then be on concurring in the report of the committee, either with or without amendments; the President shall then state that the bill is ready for amendment or engrossment.

GEO. W. GRUBBS, Chairman.

Mr. Brown introduced Senate Bill No. 77, entitled:

An act to provide for the execution from sale on execution or other process issued upon demands, arising out of contract, express or implied, certain property and for exempting from such sale a homestead and preventing the same from being mortgaged to secure debts or demands, etc.

Read a first time and referred to Judiciary Committee.

Senate Bill No. 78, entitled:

An act to create a State Board of Charities for the various charitable institutions of this State, and of the counties thereof.

Read a first time and referred to Committee on Benevolent Institutions.

The Committee on Enrolled Bills made the following report:

To the President of the Senate:

Your Committee on Enrolled Bills respectfully report that they have examined enrolled Senate Bill No. 12 and find the same to be correct.

E. R. WILSON,
J. J. FOSTER.

The Lieutenant-Governor announced his signature to Senate Bill No. 12.

On motion, Mr. Yancey and Mr. VanVorhis were added to Committee on Public Health.

Mr. Comstock introduced Senate Bill No. 79, entitled:

A bill for an act concerning the purchase of toll roads and providing for their maintenance as free roads.

Read a first time and referred to Judiciary Committee.

Mr. Foster introduced Senate Bill No. 80, entitled:

An act for the preservation of life and limb of railroad employes.

Read a first time and referred to Committee on Railroads.

MR. PRESIDENT:

In pursuance of the resolutions adopted by the Senate on the 10th of January, 1881, requiring the officers of the Senate to furnish a list of their appointees in their respective departments, in compliance with said resolution, submit the following:

PRINCIPAL SECRETARY'S DEPARTMENT.

Reading Clerk—Peter C. Canary, of Marion county.

File Clerk—J. L. Leach, of Floyd county.

Registry Clerk—Will F. A. Bernhamer, of Marion county.

Engrossing Clerks—W. W. Woollen, jr., of Marion county; C. L. Speer, of Marion county; W. W. Buchanan, of Marion county.

Enrolling Clerks—Peter A. Pernot, of Allen county; H. L. Mintle, of St. Joseph county.

ASSISTANT SECRETARY'S DEPARTMENT.

Principal Journal Clerk—James T. Darnell, of Putnam county.

Minute Clerk—W. H. Drapier, of Marion county.

Assistant Journal Clerk—C. F. Robbins, of Marion county.

Copying Clerks—Aaron T. Harrell, of Warren county; Edward E. Davis, of Vermillion county.

DOORKEEPER'S DEPARTMENT.

First Assistant Doorkeeper—Walter Poindexter, of Clark county.

Second Assistant Doorkeeper—Frank H. Pillet, of Marion county.

Third Assistant Doorkeeper—John M. Marlin, of Rush county.

Postmaster—A. W. Monroe, Jr., of Floyd county.

Sweeper—John Campbell, of Vermillion county.

Paper-folder—W. H. Padgett, of Scott county.

Spittoon-cleaner—John T. Owens, of Putnam county.

All of which is respectfully submitted.

CHARLES W. BROUSE,
Principal Secretary of the Senate.

R. B. SEARS,
Assistant Secretary of the Senate.

A. W. MONROE,
Doorkeeper of the Senate.

Mr. Bell moved to adjourn, the ayes and nays being demanded by Messrs. Coffey, Benz, Compton, Howard and Marvin, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Compton, Henry, Hutchinson, Kahlo, Menzies, Sayre, Spann, Traylor, Urmstan, White and Yancey. Ayes, 13.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Davidson, Foster, Grubbs, Hostetter, Howard, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Ristine, VanVorhis and Wilson. Nays, 19.

No quorum voting.

The Lieutenant Governor ordered a call of the Senate,

Which was commenced, when, on motion of Mr. Bell, further proceeding of roll-call was dispensed with.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY AFTERNOON.

MONDAY, January 17, 1881.

Senate called to order by Lieutenant Governor Hanna.

Prayer was offered by Rev. N. H. Hyde.

Pending the reading of the Journal, on motion of Mr. Bell, further reading was dispensed with.

Mr. Bell offered the petition of Geo. A. Morton and ninety-three other land-owners of Allen and Adams counties, owning in the aggregate 9,255 acres of land, for legislation providing for clearing out beds of water courses, for better drainage of lands, etc.

Referred to Committee on Canals and Swamp Lands.

Mr. Keiser presented the petition of the Christian Temperance Union, of Brookstown, White county, Indiana.

Referred to Committee on Temperance.

Mr. Foster offered a petition from the city of Evansville for the passage of an act empowering the Board of Education in all cities of the State having a population of 15,000 or more inhabitants, to establish and maintain free libraries, etc.

Referred to the Committee on Education.

Mr. Foster presented a petition from citizens of South Bend. Same as former petition.

Referred to Committee on Education.

Mr. Foster presented a petition from citizens of Richmond. Same as former petition.

Referred to Committee on Education.

Mr. Foster presented a petition from citizens of Fort Wayne, same as former petition.

Referred to Committee on Education.

Mr. Comstock offered the following resolution:

Resolved, That at the hour of 2:30 o'clock P. M., to-morrow, the Senate proceed to vote for a Senator to represent the State in the Senate of the United States for the term of six years, commencing March 4, 1881.

Mr. Smith, from the special committee on rooms, presented the following report:

The special committee on Committee Rooms presented their report, as follows:

To the President of the Senate:

The committee appointed by resolution of the Senate to procure suitable rooms for the use of its committee during the regular session of the General Assembly, would report that, in obedience to a motion passed by the Senate January 14, 1881, it has accepted the proposition of the proprietor of the Grand Hotel, George F. Pfingst, (with a slight change) and closed the contract with him. Said proposition (which is appended to this report) furnishes five rooms, on the office floor, numbered 3, 5, 7, 15, 26, commodious and comfortable, to be supplied with lights, heat, bureau or press with lock and key, necessary furniture and attendance, all of said rooms to be used exclusively by the committees from 8 A. M. until 11 P. M., each day, with the exception of No. 3, which will be at their service during the entire time. The consideration for said privileges to be $200.

T. S. BRISCOE,
M. C. SMITH,
E. R. WILSON,
Senate Committee.

The report was concurred in.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution thereof, to-wit:

Resolved by the House of Representatives, the Senate concurring, That there shall be appointed, by the House and Senate, a joint committee, consisting of three Senators and four Representatives, to which shall be referred all claims which, if allowed, will properly be included in the specific appropriation bill, that may be presented

to either the House or Senate, and after said claims have been acted upon by said committee, they shall report to each House their action thereon. In which concurrence of the Senate is respectfully requested. And the Speaker has appointed on said committee on the part of the House, Messrs. Cauthorn, Smelser, Beatty, Carr of White.

I am also directed to inform the Senate that the House has passed the following resolution, to wit:

Resolved, by the House of Representatives, the Senate concurring therein, That no claim against the State will be inserted in the specific appropriation bill, save and except only such claims as may be incurred by the Senate or House during the present session of this General Assembly, unless such claim shall have been duly presented to either the Senate or House at the present session, on or before the first Monday in February next, and placed on file and remain in custody of the House where presented and filed.

Resolved further, By like concurrence, that the Secretary of the Senate furnish the Clerk of the House with the name or names of the claimants, on what account incurred, the date the same was incurred, and the amount of all such claims so presented and filed in the Senate in the time above specified and limited, for filing such claims.

I am further directed to inform the Senate that the Speaker has appointed on the joint standing committees of the two Houses, on part of the House, the following members, to wit:

On Public Library.—Messrs. Stewart, Sulzer and Mitchell.

On Public Buildings.—Messrs. Meredith, Huston and Moody.

On Canal Fund—Messrs. Vawter, Roelker, Cummins.

On Enrolled Bills—Messrs. Fancher, Johnson, Murray, Hammond.

And that the Speaker has appointed on the part of the House, on the

Joint Special Committee on the Report of the Commission to Compile, Revise and Amend the Laws—Messrs. Ryan, chairman; Linsday, Huston, Frazier, Kenner, Gibson, Neff, Chandler, Fancher, Kerr.

I am further directed by the House of Representatives to inform the Senate that the House has passed the following Senate concurrent resolution, to wit:

Resolved by the Senate, the House of Representatives concurring, That at the joint convention to be convened on Wednesday, the 19th day of January, 1881, pursuant to the act of Congress, for the purpose of electing a United States Senator, the General Assembly do proceed, after the election of a United States Senator, to the election of a State Librarian.

Mr. Bell offered the following resolution:

Resolved, That the Secretary of the Senate be and is hereby directed and authorized to furnish the several committees with the necessary stationery for their use, upon the requisition of the chairman and his receipt therefor.

Which was accepted.

Mr. Foster offered the following resolution:

Resolved, That the Chairmen of the various Senate Committees be and the same are hereby instructed to give notice to Senators, through the President of the Senate, the evenings and hours of their meetings to consider bills and joint and concurrent resolutions.

Which was adopted.

Mr. Poindexter introduced the following resolution No. 14:

WHEREAS, The judicial circuits are too small, and there are too many of them, and there are too many terms of courts, and by reason thereof the salaries of Judges and Prosecutors alone cost the people $123,000, to say nothing of the special Judges who draw large sums in addition from the treasury; and

WHEREAS, The present system is too expensive and hard on the pockets of the tax-payers; therefore,

Resolved, That the Committee on the Organization of Courts be and they are hereby instructed to prepare and report a bill providing for a territorial enlargement of circuits, their reduction in numbers (to twenty or less if possible), and the reduction of terms of courts.

Mr. Coffey offered Joint Resolution No. 5:

Instructing our Senators and requesting our Representatives in Congress to support what is known as the Keifer bill, now pending in Congress, which said bill is for an act to pension soldiers that were prisoners of war in southern prisons, etc.

Read a first time and referred to the Committee on Federal Relations.

Mr. Traylor offered Joint Resolution No. 6:

Proposing amendment to section 1, article 6 of the Constitution.

Read a first time and referred to the Committee on Judiciary.

WHEREAS, The judicial circuits are too small and there are too many of them, and there are too many terms of courts, and by reason thereof the salaries of Judges and Prosecutors alone cost the people annually $123,000, to say nothing of the special Judges, who draw large sums in addition from the treasury; and,

WHEREAS, The present system is too expensive and hard on the pockets of the taxpayers; therefore,

Resolved, That the Committee on the Organization of Courts be, and they are hereby instructed to, prepare and report a bill providing for a territorial enlargment of the circuits; their reduction in number to twenty (or less if possible), the reduction of terms of court to three annually, and the employment of those Judges whose services as regular presiding Judges will be no longer needed, as special Judges to try cases upon changes of venue and all special cases until their terms of office expires, and the prevention of all allowances by Judges to officers of courts not authorized by the fee and salary bill.

Referred to the Committee on the Organization of Courts.

Mr. Traylor offered Joint Resolution No. 7:

Proposing amendment to section two (2), article sixth (6th) to the Constitution.

Read first time and referred to Committee on Judiciary.

Mr. Hefron offered the following Joint Resolution No. 8:

A joint resolution instructing our Senators and requesting our Representatives in Congress to urge the passage of a law providing

for the election of Presidential Electors on the second Tuesday of October:

Be it resolved by the General Assembly of the State of Indiana, That our Senators in Congress are hereby instructed, and our Representatives are requested, to endeavor to secure the passage of a law changing the time of holding the Presidential election from November to the second Tuesday in October.

Mr. Woollen moved that Mr. Menzies be added to the Committee on Vital Statistics and Public Health.

Agreed to.

Mr. Grubbs introduced Senate Bill No. 81, entitled:

An act defining the manner in which certain lands and other property within the limits of a city or incorporated town, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Grubbs introduced Bill No. 82, as follows:

An act to amend section 10 of an act entitled "An act touching guardian and ward," approved January 9, 1852, and declaring an emergency.

Referred to the Judiciary Committee.

Mr. Hefron introduced Senate Bill No. 83, entitled:

An act in relation to notes payable in a bank in this State, repealing all laws in conflict therewith, and declaring an emergency.

Read a first time and referred to the Committee on Judiciary.

Mr. Hostetter introduced Senate Bill No. 84, entitled:

An act to amend section 8 of "An act to prescribe certain powers and duties of County Commissioners, Township Trustees, City Councils," etc.

Read a first time and referred to the Committee on County and Township Business.

Mr. Howard introduced Senate Bill No. 85:

An act prescribing the jurisdiction of Police and Mayors' Courts of cities and towns, and repealing all laws in conflict therewith.

Read a first time and referred to Committee on Judiciary.

Mr. Kramer introduced Senate Bill No. 86, as follows:

An act to appropriate money to pay amounts due members of the Indiana Legion and of independent companies, militia and minute men, for services rendered under the order of the Governor during the rebellion.

Read a first time.

Mr. Brown moved the bill be referred to a special committee, the author being the chairman.

Mr. Yancey moved to lay on the table,

Which was agreed to. Ayes, 13; nays, 12.

Mr. VanVorhis moved the bill be referred to the Committee on Military Affairs.

The ayes and nays being demanded, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Briscoe, Chapman, Coffey, Comstock, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Shaffer, Smith, Spann, VanVorhis, Voyles, White and Wilson. Ayes, 24.

Those who voted in the negative were:

Messrs. Benz, Brown, Compton, Foster, Hefron, Kramer, Leeper, Marvin, Poindexter, Traylor, Urmstan and Woollen. Nays, 14.

So the motion was agreed to.

Mr. Langdon introduced Senate Bill No. 87, entitled:

An act to amend section 782 of an act entitled "An act to revise, simplify and abridge the rules of practice pleadings and forms in civil cases in the courts of this State," etc.

Read a first time and referred to Committee on Judiciary.

The Lieutenant Governor laid before the Senate a communication from State Librarian,

Which was as follows:

INDIANAPOLIS, January 17, 1881.

Hon. Thomas Hanna, President of the Senate:

DEAR SIR:—I acknowledge the receipt of the following resolution adopted by the Senate:

"*Resolved by the Senate,* That the State Librarian be requested to, as soon as practicable, report to the Senate, what disposition, if any, has been made by her of the statutes returned by the members of the last session to her, upon the adjournment thereof, and if any portion have been sold, that she report what number, and for what price per set or volume, and what amount of money has been received therefor and what has been done with it, and at what price the present statutes have been furnished to the Senate.

"GARRIGUS."

I reply as follows:

1. At the close of the last session of the Senate (1879), there were turned over to the then Librarian, R. A. Conner, from the members of the Senate, 36 copies of the Statute.

2. No portion of the said Statutes have been sold, hence no money has been received or disposed of.

3. Upon a resolution adopted by the House of Representatives January 7, 1881, to furnish a set of the Revised Statutes of 1876 to each member of that body, I used the Statutes in the State Library for that purpose, on the presumption that they were the property of the State. The present Statutes were furnished to the Senate at $10 per set.

Very respectfully,

MAGGIE F. PEELLE,
State Librarian.

The following message was received from the House by Cyrus T. Nixon, Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

WHEREAS, Grave charges have been made by the press, and by certain persons, reflecting upon the management of the Hospital for the Insane, and the treatment of inmates therein; therefore,

Resolved by the House of Representatives, the Senate concurring, That a committee of eight, five from the House and three from the

Senate, with authority to send for persons and papers, be appointed to fully investigate all facts relating to the management of said institution and treatment of inmates therein.

And that the Speaker has appointed on said committee on the part of the House, Messrs. Berryman, Wilson of Montgomery, McCormick and Hinton.

I am also directed to inform the Senate that the House has passed the following resolution:

Resolved by the House of Representatives, the Senate concurring therein, That for the purpose of comparing votes cast in each House for the election of a United States Senator, and if necessary voting for said officer, both Houses of this General Assembly meet in joint convention in the hall of the House on Wednesday, the 19th day of January, 1881, at 12 o'clock, meridian, of said day, and that the Senators be furnished chairs on the right of the Speaker's stand.

Mr. Owen introduced Senate Bill No. 88, entitled:

A bill for an act to amend section 3 of an act entitled "An act to authorize cities and towns to negotiate and sell bonds to procure means with which to enact and complete unfinished school buildings, and to purchase any ground and building for school purposes, and to pay debts contracted for such erection and completion and purchase of buildings and grounds, and authorizing the levy and collection of an additional special school tax for the payment of such bonds," approved March 8, 1873.

Read a first time and referred to the Committee on Corporations.

Mr. Poindexter introduced Senate Bill No. 89, entitled:

An act to prevent animals running at large.

Read a first time and referred to the Committee on Agriculture.

Mr. Spann introduced Senate Bill No. 90, entitled:

An act to encourage immigration to the State of Indiana.

Read first time and referred to the Committee on Judiciary.

Mr. Shaffer introduced Senate Bill No. 91, entitled:

An act providing toll pikes into free gravel roads.

Read first time and referred to Committee on Roads.

Mr. Urmstan introduced Senate Bill No. 92, entitled:

An act to regulate insanity inquests and the committal of insane persons to hospitals for the insane and their discharge therefrom.

Read a first time and referred to the Committee on Benevolent Institutions.

Mr. VanVorhis introduced Senate Bill No. 93, entitled:

An act establishing a State Board of Health, defining its purposes, powers and duties, providing a system of registration and report of vital and sanitary statistics in connection therewith, and prescribing the duties of certain State, county, town, township and city officers in relation thereto.

Read a first time and referred to the Committee on Public Health.

Mr. White introduced Senate Bill No. 94, entitled:

An act to amend sections 1 and 2 of an act entitled, "An act concerning interest."

Read a first time and referred to the Committee on Judiciary.

Mr. Woollen introduced Senate Bill No. 95, entitled:

An act concerning primary elections and conventions of the people to nominate candidates for offices.

Read a first time and referred to the Committee on Judiciary.

Mr. Briscoe introduced Senate Bill No. 96, entitled:

An act to provide for the sale of property upon execution, and declaring void certain contracts therein named.

Read a first time and referred to the Judiciary Committee.

Mr. Bundy introduced Senate Bill No. 97, entitled:

An act to provide for the appropriation of real estate for school purposes, and declaring an emergency.

Read a first time and referred to Committee on Education.

Mr. Compton introduced Senate Bill No. 98, entitled:

An act amending sections 30, 37 and 197, and repealing sections 196, 209 and 246 of an act entitled as follows: "An act to provide for the uniform assessment of property and for the collection and

return of taxes thereon," approved Dec. 21, 1872, and to repeal section 5 of an act supplementary and amendatory of, and amending section 195 of said above act, approved March 8, 1873, and declaring an emergency.

Read a first time and referred to the committee on County and Township Business.

Mr. Foster introduced Senate Bill No. 99, entitled:

An act to authorize County Commissioners to appoint Commissioners to lay out and establish free turnpike roads.

Read a first time and referred to the Committee on Roads.

Mr. Chapman introduced Senate Bill No. 100, entitled:

An act to provide for the construction and maintenance of private crossings across railroads.

Read first time and referred to Committee on Railroads.

House concurrent resolution authorizing an investigating committee for the Hospital of the Insane, being read,

Mr. Menzies moved to refer to the Committee on Benevolent Institutions.

Agreed to.

House concurrent resolution for a joint convention Wednesday noon for comparing votes for United States Senator, upon motion of Mr. Spann, was agreed to.

House concurrent resolution, relating to claims, read.

Mr. Bell moved that the Senate concur therein.

Agreed to.

House concurrent resolution for joint Committee on Claims,

On motion of Mr. Shaffer was agreed to.

Mr. VanVorhis moved to refer Senate Bills Nos. 18 and 59 to a special committee of five.

Agreed to.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY MORNING.

JANUARY 18, 1881.

The Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. W. A. Bartlett.

Pending reading of minutes, upon motion of Mr. Hart further reading was dispensed with.

The Lieutenant Governor laid before the Senate the following communication:

MR. PRESIDENT:

I beg leave to report that Albert W. Fullerton, Esq., has been appointed Clerk of the Judiciary Committee of the Senate, and entered upon the discharge of his duties January 17, 1881.

GEORGE W. GRUBBS, Chairman.

The Lieutenant Governor reported the appointment of the special committee of five, to which was referred Senate Bills Nos. 18 and 59, as follows:

Messrs. VanVorhis, Kramer, Shaffer, Chapman and Marvin.

Mr. Graham reported back Bill No. 19, entitled:

An act to prescribe the time in which defendants shall be required to appear and answer in civil courts, and recommend that it be indefinitely postponed.

Mr. Bell, from the Committee on the Judiciary, reported Senate Bill No, 43, with the report of the committee, recommending that the bill be indefinitely postponed.

Which was placed on file.

Mr. Bell, from the Committee on the Judiciary, reported Senate Bill No. 62, entitled:

An act to remove the disabilities of coverture, with the report of the committee recommending that it do pass.

Which was placed on file.

Mr. Lockridge offered the following Joint Resolution No. 9:

Requesting our Senators and instructing our Representatives in Congress to use their influence to procure the passage of the bill known as the Keifer bill, now pending in Congress, for the suppression of contagious diseases of domestic animals, etc.

Read a first time and referred to Committee on Agriculture.

Mr. Bell asked and obtained leave of absence for Mr. Owen, on account of sickness. Mr. Bell will pair with Mr. Owen on all political questions.

Mr. Grubbs asked and obtained leave of absence for Mr. Bischowsky on account of sickness.

Mr. Rahm agreed to pair with Mr. Bischowsky on all political questions.

Mr. Spann offered concurrent resolution No. 7:

Relating to the laying of the corner-stone of the new State-house.

Mr. Spann moved to adopt.

Mr. Brown moved to amend so as to refer to Committee on Military Affairs.

Agreed to.

Motion as amended was agreed to.

The Lieutenant Governor laid before the Senate a communication from H. L. Miller, of Terre Haute, with resolutions of Morton Post, G. A. R., of that city, which, on motion of Mr. Brown, was referred to the Committee on Military Affairs.

Also, communication from Frank Woodbensee, of Seymour, with resolution of Ellsworth Post, G. A. R. of that place, which, on motion of Mr. Brown, was referred to the Committee on Military Affairs.

Mr. Hart introduced Senate Bill No. 101, entitled:

An act to amend section 315 of "An act to revise and simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, and to abolish distinct forms of action at law," etc.

Read first time and referred to Committee on Towns and Township Business.

Mr. Grubbs introduced Senate Bill No. 102, entitled:

An act requiring foreign insurance companies to pay judgments rendered against them, appeal from such judgment, or forfeit their right to do business within this State, and providing penalties for the violation of the same.

Read a first time and referred to the Committee on Judiciary.

Mr. Henry introduced Senate Bill No. 103, entitled:

A bill to protect the books, magazines, newspapers, manuscripts, maps, charts, plans, paintings, engravings, photographs and other literary property of public libraries of incorporated educational institutions against mutilations, defacements and the like, and prescribing punishment therefor.

Read a first time and referred to the Committee on Judiciary.

Mr. Kramer introduced Senate Bill No. 104, entitled:

An act to amend sections 2 and 4 of an act entitled "An act to amend an act entitled 'An act to provide for a general system of common schools, the officers thereof and their respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed,' approved March 6, 1865, and adding supplemental section thereto," approved March 8, 1873.

Read a first time and referred to the Committee on Education.

Mr. Poindexter introduced Senate Bill No. 105, entitled:

An act concerning county libraries.

Read first time and referred to Committee on Education.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the the Senate that the House has passed the following resolution, to wit:

Resolved, That the members of this House meet in this hall at half-past two o'clock in the afternoon on Tuesday, the 18th day of January, 1881, for the purpose of voting for a Senator in Congress

of the United States for the term commencing the 4th day of March, 1881, and that the Senate be informed of the passage of this resolution.

I am also directed to inform the Senate that the House has passed the following bill, to wit:

House Bill No. 120: A bill to authorize the Joint Committee on Revision and Compilation of the Statutes of the Senate and House of Representatives of the State of Indiana, two clerks for its use in such compilation, repealing all conflicting laws and declaring an emergency.

Mr. Sayre introduced Senate Bill No. 106, entitled:

An act confirming a conveyance from the Board of Commissioners of Wabash county, Indiana, and the Trustees of Noble township, in said county and State.

Read a first time.

Mr. Sayre moved the constitutional rules be suspended, bill read second time by title, considered engrossed and read a third time by sections and put upon its passage.

Ayes and nays being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Van Vorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 43.

Mr. Benz voting in the negative.

So the motion was agreed to.

Bill read second time by title, considered as engrossed, and read a third time by sections.

The question being, Shall the bill pass?

Resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Keiser, Kramer, Langdon, Leeper, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Wood and Yancey. Ayes, 40.

No one voting in the negative.

So bill passed.

Title adopted as read.

Mr. Yancey presented a memorial of Western Yearly Meeting of Friends, held at Sugar Grove, near Plainfield, Hendricks county, Indiana, against capital punishment, etc.

Read and referred to Committee on Rights and Privileges.

Mr. Smith introduced Senate Bill No. 107, entitled:

An act to discourage the keeping of worthless and sheep-killing dogs, providing for the registration and licensing of the same, prescribing penalties for the violations of the provisions of this act by officers and others, creating a fund for the payment of damages to the owners of sheep maimed or killed by dogs, and repealing all conflicting laws, and declaring an emergency.

Read a first time and referred to the Committee on Agriculture.

Mr. Kahlo introduced Senate Bill No. 108, entitled:

An act to amend section 3 of an act touching the laying out and vacating towns, etc.

Read a first time and referred to Judiciary Committee.

Mr. Comstock reported House Bill No. 120, entitled:

A bill to authorize the Joint Committee on Revision and Compilation of the Statutes of the Senate and House of Representatives of the State of Indiana, two clerks for its use in such compilation, repealing all conflicting laws, and declaring an emergency.

Read a first time.

The constitutional rule was suspended.

Mr. Comstock moved the bill be read a second time by title, a third time by sections, and put upon its passage.

The ayes and nays being demanded, resulted as follows

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 43.

So the motion was agreed to.

House Bill No. 120 read second time by title, considered engrossed, read a third time by section.

The question, Shall the bill pass?

Resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Hefron, Henry, Hostetter, Howard, Keiser, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 40.

Those voting in the negative were:

Messrs. Briscoe, Brown, Hart, Marvin and Wilson. Nays, 5.

So the bill passed.

Title amended as follows, on motion of Mr. Comstock:

House Bill No. 120: An act to authorize the Joint Committee of the Senate and House of Representatives on the Revision of the Laws, to appoint two clerks for its separate use, providing for their compensation, and repealing all laws conflicting therewith, and declaring an emergency.

Mr. Langdon introduced Senate Bill No. 109, entitled:

An act concerning the Battle Ground of Tippecanoe county, etc.

Read a first time and referred to Committee on Military Affairs.

Mr. Menzies introduced the following concurrent resolution:

WHEREAS, The commission for the codification of the insurance laws, directed to be organized by concurrent resolution of the Legislature of 1879, has completed its work and is ready to report; therefore,

Resolved by the Senate, the House of Representatives concurring, That the report of such commission and the bill presented shall be at once printed for the full information of the Legislature, and that 200 copies of the same be printed.

On motion of Mr. Graham, the resolution was referred to the Committee on Insurance.

The Lieutenant Governor directed the printed revisions of the Statutes to be referred to the committee of the Senate on that subject.

On motion, the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

TUESDAY, January 18, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

On motion of Mr. Viehe, the contesting papers of Messrs. Brown and Henry were referred to Committee on Elections.

Mr. Briscoe offered the following concurrent Resolution No. 8:

Resolved by the Senate, the House of Representatives concurring, That a committee of three on the part of the Senate and five on the part of the House, be appointed to consider and report to the General Assembly appropriate resolutions upon the death of the late Governor of the State, the Hon. James D. Williams.

Which was adopted.

The Lieutenant Governor announced the following as a committee on said resolutions: Messrs. Briscoe, Hostetter and Sayre.

Mr. VanVorhis introduced Senate Bill No. 110, entitled:

An act granting the Common Council or the Common Council and Board of Aldermen of any city incorporated under the laws of this State, the power to regulate, restrict or license the business of pawnbrokers therein.

Read a first time and referred to the special committee on Senate Bills 18 and 59.

Mr. Voyles introduced Senate Bill No. 111, as follows:

An act conferring upon boards of trustees of incorporated towns additional duties and powers, etc.

Read a first time and referred to the Committee on Corporations.

Mr. Woods introduced Senate Bill No. 112, entitled:

An act to provide for the appointment of a Board of Trustees for the Hospital for the Insane, the Institute for the Deaf and Dumb, and the Asylum for the Blind, and prescribing certain of their duties in the government of said institutions, repealing conflicting laws, and declaring an emergency.

Read a first time and referred to the Committee on Benevolent Institutions.

Mr. Yancey introduced Senate Bill No. 113, as follows:

An act to amend section 3 of an act entitled "An act prescribing the powers and duties of Justices of the Peace in State prosecutions," approved May 29, 1852.

Read a first time and referred to the Committee on Judiciary.

Mr. Bell introduced Senate Bill No. 114, entitled:

A bill for an act permitting the amendment of bonds when defective or void for want of substance, or allowing the substitution of a perfect bond.

Read a first time and referred to the Committee on Judiciary.

Mr. Benz introduced Senate Bill No. 115, entitled:

An act prohibiting the issuing of county orders in certain cases, and repealing laws inconsistent therewith.

Read a first time and referred to Committee on County and Township Business.

Mr. Chapman introduced Senate Bill No. 116, entitled:

An act in relation to the formation of water works companies by purchasers of the property of pre-existing water works companies at judicial sales.

Read first time.

Mr. Chapman moved constitutional rules be suspended, bill read second time by title, third time by sections and put upon its passage.

The hour of 2:30 o'clock having arrived,

The Lieutenant Governor announced the special order for this hour to be a vote for Senator of the United States, to serve for six years from the fourth day of March, 1881, and announced nominations in order.

Mr. Grubbs nominated Hon. Benjamin Harrison.

Mr. Bell nominated Hon. Isaac P. Gray, and

Mr. Poindexter nominated Hon. Gilbert De La Matyr.

Upon roll-call, the result was as follows:

Those who voted for Hon. Benjamin Harrison were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 22.

Those voting for Hon. Isaac P. Gray were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 23.

Those voting for Hon. Gilbert De La Matyr were:

Messrs. Davis and Poindexter.

Pending the roll call,

Mr. Bell announced his pairing with Mr. Owen, who was sick, and but for pairing, Mr. Bell would have voted for Mr. Gray, and Mr. Owen for Mr. Harrison.

On concurring in Mr. Chapman's motion, the ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Briscoe, Brown, Coffey, Foster, Hart, Hefron, Howard, Kramer, Marvin, Shaffer, Spann, Traylor, Urmstan, and Voyles. Nays, 14.

So the motion was rejected, two-thirds not voting.

On motion, Mr. Chapman's bill was referred to the Committee on Judiciary.

Mr. Coffey introduced Senate Bill No. 117, entitled:

A bill to pay Matthew M. Campbell for his extra services as teacher in the Indiana State University.

Read a first time and referred to the Committee on Education.

Mr. Davis introduced Senate Bill No. 118, entitled:

An act to restrain certain animals from running at large, providing penalties for violations of its provisions, providing civil remedies, allowing certain fees for the officers therein named.

Read a first time and referred to the Committee on Agriculture.

Mr. Foster introduced Senate Bill No. 119, entitled:

An act to legalize the acts and proceedings of the Board of Trustees and other officers of the town of Monroeville, in Allen county, State of Indiana, etc.

Read first time and referred to Committee on Education.

Lieutenant Governor announced his order for a $15 warrant in favor of Jesse Huff, for services in the organization of the Senate.

Mr. Comstock introduced Senate Bill No. 120, entitled:

An act to amend section 225 of an act entitled "An act to pro-

vide for a uniform assessment of property, and for the collection and return of taxes thereon."

Read a first time and referred to Committee on Judiciary.

Mr. Yancey offered the following resolution:

Resolved, That for the convenience and accommodation of the Senate, the President of the Senate be and is hereby requested to appoint a telephone clerk, whose duty it shall be to attend the telephone and carry messages from the same to and from the Senators.

Mr. Foster moved to lay the resolution upon the table.

Which was agreed to.

Mr. Coffey presented a petition signed by many citizens of Monroe county,

Which was referred to Committee on Education.

Mr. Graham presented several petitions in favor of prohibition.

Referred to Committee on Temperance.

Mr. Wilson presented five petitions on temperance,

Which were referred without reading.

Mr. Spann offered a petition on temperance,

Which was referred without reading to the Committee on Temperance.

Mr. Kahlo presented a petition on temperance,

Which was referred without reading.

Messrs. Menzies, Benz, Coffey, Howard, Yancey, Lockridge, Woollen, White, Hostetter, Shaffer, Marvin, Viehe, Langdon, Brown, Briscoe, Grubbs, Owen, Smith, Poindexter, Urmstan, Keiser and Ristine all presented similar petitions on temperance,

Which were referred without reading to the Committee on Temperance.

Mr. Ristine offered the following report:

MR. PRESIDENT:

We, the undersigned, Chairmen of the Committees on Finance, Claims, Education, Railroads, Reformatory Institutions, and Federal Relations, do hereby report that we have elected C. A. Cox as

clerk of said committees, and that he entered upon his duties this 15th day of January, 1881.

R. GRAHAM, Chairman Railroads.
THEO. H. RISTINE, Chairman Claims.
A. H. SHAFFER, Chairman Federal Relations.
A. R. OWEN, Chairman Education.
FLAVIUS J. VANVORHIS, Chairman Benevolent.

Mr. Yancey offered the following report:

MR. PRESIDENT:

I beg leave to report that O. P. M. Hubbard has been chosen clerk of the third group of committees, as provided by law, and that he entered on the discharge of his duties January 17, 1881.

Senate Bill No. 43, coming up for second reading with committee report,

Mr. Urmstan moved that the bill be referred to the Committee on Organization of Courts,

Which was agreed to.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House, in accordance with the U. S. Statutes, and in accordance with the resolution of the House on yesterday, did, to-day, at 2 o'clock P. M., vote for a person to fill the place of U. S. Senator from Indiana for six years from the 4th of March, 1881, and that, in such election on the part of the House of Representatives, Benjamin Harrison received 57 votes, Isaac P. Gray received 39 votes and Gilbert De La Matyr received 1 vote.

I am further directed to inform the Senate that the House passed a concurrent resolution, authorizing each House to add two additional members to the Joint Committee on Revision of Statutes, and that the Speaker has appointed as said additional members on the part of the House, Messrs. Fancher and Kerr.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

WEDNESDAY MORNING.

JANUARY 19, 1881.

Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. O. C. McCulloch, of Plymouth Congregational Church.

Pending the reading of yesterday's Journal, on motion of Mr. Spann, further reading was dispensed with.

The Lieutenant Governor laid before the Senate the following claims:

On account of services as Doorkeeper during the organization of the Senate:

Joseph Fitz Patrick, three day's services as Principal Doorkeeper of the Senate	$18 00
E. R. Hatton, Doorkeeper	15 00
O. H. Avery, Doorkeeper	15 00
Thomas F. Ryan, Doorkeeper	15 00
T. J. Costigan, Doorkeeper	15 00
Dennis Mullaney, Doorkeeper	15 00

Mr. Spann moved to refer to Committee on Claims,

Which was agreed to.

Senate Bill No. 43 coming up on second reading,

Mr. Bundy moved it be recommitted,

Which was agreed to.

Senate Bill No. 62, entitled:

An act to remove the the disabilities of coverture.

Read second time with committee report thereupon, which was concurred in.

Mr. Viehe moved to amend as follows:

MR. PRESIDENT:

I move to amend the bill by adding to the first section the following: "*And provided*, That nothing herein mentioned shall

make a married woman a competent witness as to any matter to which she can not testify."

Consent.

On motion of Mr. Langdon, the bill and amendment were made special order for to-morrow at 10 o'clock.

Agreed to.

Mr. Foster offered a petition from the citizens of Terre Haute for the establishment of free public libraries in towns of fifteen thousand inhabitants and over, etc.

Referred to the Committee on Education.

Messrs. Sayre and Majors presented petitions upon temperance,

Which were referred without reading to Committee on Temperance.

Mr. Grubbs, from the Judiciary Committee, reported on Senate Bill No. 102, entitled:

An act requiring foreign insurance companies to pay judgments rendered against them, to appeal from such judgments, or forfeit their right to do business in this State, and providing penalties for violation of the same.

Recommending that it be referred to Committee on Insurance.

Concurred in.

Mr. Spann submitted the following report:

MR. PRESIDENT:

The committee to whom was referred Senate Bill No. 53, An act to amend the charter of the city of Evansville, beg leave to report that they have had the same under consideration, and report the same back with the recommendation that the bill do pass.

Mr. Rahm moved that the constitutional rules be suspended, bill read second time by title, considered engrossed, read third time and put upon its passage.

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham,

Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 46.

No one voting in the negative.

The question being, Shall the bill pass?

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 47.

No one voting in the negative.

So bill passed.

Title adopted as read.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to-wit:

A bill providing for the submission of legal questions, by the General Assembly, or either house thereof, to the Supreme Court for its decision, and declaring an emergency.

I am further directed to inform the Senate that the House has concurred in the amendments of the Senate to engrossed House Bill No. 120.

I am further directed to inform the Senate that the House has concurred in the following resolution of the Senate, to-wit:

Resolved by the Senate, the House concurring, That a committee of three on the part of the Senate, and five on the part of the House, be appointed to consider and report to the General Assembly, appropriate resolutions upon the death of the late Governor of this State, the Hon. James D. Williams, and that the Speaker has appointed on such commmittee on the part of the House, Messrs. Cauthorn, Kerr, Hargrove, Linsday and Skinner.

Mr. VanVorhis, from the Committee on Benevolent Institutions, reported as follows:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 39, report the same back and recommend its passage.

Mr. Lockridge, from the Committee on Agriculture, reported as follows:

The committee to whom was referred Joint Resolution No. 9, on the subject of contagious diseases of domestic animals, desire to report that they have had the same under consideration and unanimously recommend its passage.

Mr. Shaffer, from the Committee on Federal Relations, reported as follows:

MR. PRESIDENT:

Your Committee on Federal Relations, to whom Senate Bill No. 10 was referred, met, and a majority of the committee recommend that the bill do pass.

Mr. Grubbs reported on Senate Bill No. 86 as follows:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 86, relating to moneys due the Indiana Legion, have had the same under consideration, and do hereby recommend the following amendments:

Amend section 1 by striking out lines 17, 18, 19, 20 and 21, and substituting therefor the following:

"And no warrant shall be drawn by the Auditor of State to pay any claim for any services in any company or regiment of the Legion, or any independent company, except upon the certificate of the Adjutant General of the State, indorsed by the Governor, that the amount thereof is shown to be due by the rolls deposited in said Adjutant General's office, as provided in the act of March 11, 1867; *And, provided,* That no payment shall be made to any assignee of any such claimant, but only to the person who has rendered such services, his administrators or heirs."

And when so amended, we recommend that the bill do pass.

Which report was concurred in.

The Committee on Public Health and other Vital Statistics made the following report:

MR. PRESIDENT:

Your Committee on Public Health, Vital and other Statistics, to whom was referred Senate Bill No. 93, entitled, an act establishing a State Board of Health, defining its purposes, powers and duties, providing a system of regulation, and report of vital and sanitary statistics in connection therewith, and prescribing the duties of certain State, county, town, township and city officers in relation thereto, have had the same under consideration, and recommend that it do pass, and that 200 copies of the same be printed for the use of the Senators and members of the House of Representatives.

On motion of Mr. Bell the report was concurred in.

Mr. Brown made the following report:

MR. PRESIDENT:

The select committee of the Senate to whom was referred Senate Bill No. 3, entitled a bill for an act to provide for a call of a convention of the people of the State of Indiana to revise, amend or alter the Constitution of said State, and to provide for submitting said new Constitution to a vote of the qualified voters of said State of Indiana, have directed me to report to the Senate that, in the opinion of the committee, the bill, so far as its construction is concerned, is sufficient for the purpose and object it has in view; but the committee declines to make any recommendation upon the subject of the passage of the bill, for the reason that, in the opinion of the committee, the question whether a constitutional convention should be called, and if so, the number of delegates it should be composed of, and the time when the delegates should be elected, and the time when the convention should be held, can be better and more satisfactorily determined by having the bill in its present form considered by the whole Senate, than by burthening the Senate with conflicting reports of the committee.

The committee therefore recommends that the bill be made a special order of the Senate at the earliest practicable time.

Mr. Brown moved that the report be concurred in, that it be made the special order for Tuesday at 2 o'clock, and that 200 copies be printed.

Agreed to.

Mr. Viehe offered the following resolution:

WHEREAS, The Supreme Court has recently said, in a case before it, that the proposed amendments to the Constitution voted on at the last April election have been neither ratified nor rejected, and numerous voters have petitioned for such immediate action as will secure the early submission to a vote of the people for the ratification or rejection of another amendment, and,

WHEREAS, Section 2 of article 16 of the Constitution provides that while an amendment or amendments which shall have been agreed upon by one General Assembly shall be awaiting the action of a succeeding General Assembly, or of the electors, no additional amendment or amendments shall be proposed; therefore, be it

Resolved, That the Committee on the Judiciary be instructed to report to the Senate whether this General Assembly can lawfully comply with the request of the petitioners before the electors have again voted on the amendment.

Which was adopted.

Mr. Voyles offered the following resolution:

WHEREAS, There is a necessity for an additional assistant Doorkeeper to take charge of the door at the ladies' gallery, and furthermore, there is a necessity for the employment of a competent person to take charge of the heating apparatus and regulate the same in the Senate chamber, and there is likewise a necessity for the employment of a person to sweep the several floors which are under the control and occupied by the Senate; therefore, be it

Resolved, That the Doorkeeper be, and he is hereby directed, to employ competent persons to do and perform the several duties above enumerated, and to employ such persons at a sum as reasonable as possible.

Mr. Comstock moved that the resolution be referred to a special committee of three.

Which was agreed to.

The following committee was appointed: Messrs. Comstock, Voyles and Spann.

Mr. Shaffer offered the following resolution:

WHEREAS, The Asylum for Feeble-minded Children has grown in numbers beyond the capacity of its present buildings and beyond the expectations of its most sanguine friends; therefore,

Resolved, That a special committee of five be appointed to examine into the wants of the said institution, for the purpose of devising such legislation as may be needed to continue its usefulness.

Mr. VanVorhis moved that the resolution be referred to the Standing Committee on Benevolent Institutions.

Agreed to.

Mr. Henry introduced Senate Bill No. 121, entitled:

An act providing for the letting of contracts for publishing advertisements growing out of the duty of every county or township officer, etc.

Read a first time and referred to the Committee on Public Printing.

Mr. Howard introduced Senate Bill No. 122:

An act providing for the partitioning of lands, setting off parts of and assigning dowers therein, locating roads and defining the duties of Commissioners, surveyors and reviewers in such cases necessary and other matters relating thereto.

Read a first time and referred to Committee on Judiciary.

Mr. Davidson introduced Senate Bill No. 123, entitled:

An act to amend section 6 of an act entitled, "An act providing for the election and appointment of Supervisors of Highways, and prescribing certain of their duties and those of county and township officers in relation thereto, and to repeal all laws inconsistent therewith."

Read a first time and referred to Committee on County and Township Business.

Mr. Kramer introduced Senate Bill No. 124:

In relation to annual reports.

Read a first time and referred to Committee on County and Township Business.

A committee from the House appointed to escort the Senate to the Hall of the House of Representatives appearing in the Senate Chamber, the Senate thereupon proceeded to the House to ballot for United States Senator.

Upon motion, Senate adjourned to House of Representatives to proceed to ballot for United States Senator.

When the Senators were seated in the hall of the House of Representatives, on the right of the Speaker's chair, the Lieutenant Governor announced the object of the joint convention.

Mr. Menzies moved for a call of the Senate and House of Representatives.

It was so ordered, by consent, and the roll-call discovered fifty Senators present and answering to their names, and ninety-seven Representatives answered to their names.

By direction of the Lieutenant Governor the Assistant Secretary of the Senate read that portion of the Journal of the Senate relating to the election of United States Senator.

By direction of the Lieutenant Governor, the Assistant Secretary of the House read that portion of the Journal of the House relating to the election of United States Senator.

The Lieutenant Governor declared that from the reading of the Journals of the Senate and House of Representatives, it appearing that no person has received a majority of the votes of both Houses, therefore there is no election. Holding it proper that the joint convention now proceed to the election of a United States Senator, he called for nominations.

Mr. Grubbs put in nomination General Benjamin Harrison.

Mr. Bell nominated Hon. J. P. Gray, and Mr. Poindexter nominated Hon. Gilbert De La Matyr.

There being no other nominations, by direction of the Lieutenant Governor, the Principal Secretary of the Senate called roll of Senators, the vote resulting as follows:

The roll of the Senate being called,

Those who voted for the Hon. Benjamin Harrison were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus,

Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Those who voted for Hon. Isaac P. Gray were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Total, 24.

Voting for Hon. Gilbert De La Matyr, Mr. Poindexter.

The roll of the House of Representatives being called, those who voted for Hon. Benjamin Harrison were:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carter, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazier, Fuller, Furnas, Gardner, Gillam, Gilman, Gregory, Hamilton, Hinton, Huff, Huston, Iddings, Johnson, Kenner, Lindley, Linsday, Marshall, Mason, McSheehy, Melrath, Meredith, Messick, Miles, Morgan, Murray, O'Brien, Roberts, Robison of Decatur, Robinson of Ripley, Roelker, Ryan, Skinner, Smelser, Stewart, Sulzer, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Westfall, Wilson of Montgomery, Wilson of Morgan, Wolfe, Wright and Mr. Speaker. Total, 57.

Those who voted for Hon. Isaac P. Gray were:

Messrs. Adrian, Akin, Barnett, Benham, Bryant, Buskirk, Cabbage, Carr of Whitley, Cauthorn, Chandler, Cooper, Cummins, Davis, Edwins, Gibson, Hammond, Hargrove, Hottell, Jackson, Kain, Kerr, Lee, McClure, McCormick, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Schweitzer, Sinclair, Sumner, Teter, Walker, Walz and Weaver. Total, 38.

Voting for Hon. Gilbert DeLaMartyr, Mr. Wheeler.

The Lieutenant Governor declared Benjamin Harrison elected United States Senator for term of six years from March 4, 1881.

Mr. Brown moved that Messrs. Grubbs, Chapman and Bell act as a committee to notify Senator Harrison of his election.

Which was agreed to.

The Lieutenant Governor called for nominations for State Librarian.

Mr. Bell nominated Mrs. Maggie F. Peelle.

Mr. Chapman nominated Mrs. Emma A. Winsor, of Putnam county.

There being no further nominations, by direction of the Lieutenant Governor, the roll of Senators was called by the Principal Secretary of the Senate and of the Representatives by the Principal Clerk of the House, with the following result:

The roll of the Senate being called,

Those who voted for Mrs. Emma A. Winsor were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 23.

Those who voted for Mrs. Maggie F. Peelle were:

Messrs. Benz, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Wood and Woollen. Total, 23.

The roll of the House of Representatives being called,

Those who voted for Mrs. Emma A. Winsor were:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carter, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazier, Fuller, Furnas, Gardner, Gillam, Gilman, Gregory, Hamilton, Hinton, Huff, Huston, Iddings, Johnson, Kenner, Lindley, Linsday, Marshall, Mason, McSheehy, Melrath, Meredith, Messick, Miles, Morgan, Murray, O'Brien, Roberts, Robison of Decatur, Robinson of Ripley, Roelker, Ryan, Skinner, Smelser, Stewart, Sulzer, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Westfall, Wheeler, Wilson of Montgomery, Wilson of Morgan, Wolfe, Wright and Mr. Speaker. Total, 58.

Those voting for Mrs. Maggie F. Peelle were:

Messrs. Adrian, Akin, Barnett, Benham, Bryant, Buskirk, Cab-

bage, Carr of Whitley, Cauthorn, Chandler, Cooper, Cummins, Davis, Edwins, Gibson, Hammond, Hargrove, Hottell, Jackson, Kain, Kerr, Lee, McClure, McCormick, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Schweitzer, Sinclair, Sumner, Teter, Walker, Walz and Weaver. Total, 38.

The Lieutenant Governor declared Mrs. Winsor duly elected State Librarian for two years after the expiration of the term of the present incumbent.

Then the joint convention adjourned.

When Senators had resumed their places in Senate, Mr. Bell moved to adjourn until 3 o'clock.

Agreed to.

Mr. Voyles obtained leave of absence till Monday.

Mr. Lockridge announced that Mr. Rahm had paired with Mr. Bischowsky, who has leave of absence indefinitely on account of sickness.

Adjourned.

AFTERNOON SESSION.

WEDNESDAY, JANUARY 19, 1881.

Senate met at 3 o'clock, Lieutenant Governor in the Chair.

Mr. White, from the special Committee on Memorial Resolutions, submitted the following resolution in memory of the Hon. Benjamin L. Davenport:

MR. PRESIDENT:

Your committee appointed to prepare resolutions expressing the sorrow of the Senate upon the death of Hon. Benjamin L. Davenport, late a Senator from the county of Elkhart, beg leave to present the following:

Resolved, That the Senate has heard with profound sorrow the

death of the Hon. Benjamin L. Davenport, late Senator from the county of Elkhart, and a member of the former body.

Resolved, That in his death the State has lost a most noble and trustworthy citizen, and a worthy Senator, ever ready to work for the best interest of his people and State, and we can but revere his many private and public virtues.

Resolved, That we as Senators, who had the pleasure of serving with him in this body during our last session, knowing his many noble qualities, shall ever cherish his memory as one guided only by the highest sense of justice and right.

Resolved, That a copy of these resolutions be sent by the Secretary to the bereaved family.

Resolved, That as a testimony of our respect to the memory of our brother Senator, that the Senate do now adjourn.

D. H. WHITE,
A. H. SHAFFER,
D. J. HEFRON.

On motion of Mr. Bell the resolutions were unanimously adopted by a rising vote.

Thereupon the Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

JANUARY 20, 1881.

Lieutenant Governor in the Chair.

Prayer was offered by Rev. Aaron Wood, D. D.

Journal of yesterday read and adopted.

Joint Resolution No. 1, House Resolution:

A joint resolution in regard to the reconstruction, by the Government, of the Wabash and Erie Canal.

MR. PRESIDENT:

I am directed, by the House of Representatives to inform the Senate that the House has passed the following joint resolution, to-wit:

A joint resolution in regard to the reconstruction by the Government of the Wabash and Erie Canal.

WHEREAS, Upon petition of citizens of the States of Ohio and Indiana, the Government of the United States, through Congress, has considered the connection, by a canal, of Lake Erie and the Atlantic Ocean with the Wabash river, and, by that river, the Ohio, Mississippi and the Gulf of Mexico, practicable; and

WHEREAS, The Government, in order, if possible, to connect the navigable waters of the East with the navigable waters of the West by a canal, has, through Congress, appropriated fifteen thousand dollars to pay the expenses of survey and report, and ordered said survey to be made from Lake Erie, at Toledo, Ohio, down the bed of the old Wabash and Erie Canal to a point at or near Lafayette, Indiana, on the Wabash river; and

WHEREAS, The Government Corps of Engineers have completed the said survey, and are about ready to report the result to Congress, which report is said to be favorable to said construction and of great national necessity; and,

WHEREAS, The construction of an enlarged canal as contem-

plated, will be of great benefit to Indiana and the country, by creating a cheaper mode of transportation, and be thereby a check and competition to the excessive demands of railroads; therefore, be it

Resolved by the General Assembly of the State of Indiana, That our Senators in Congress be instructed, and our Representatives be requested, to use all honorable endeavors to secure the passage of an act constructing said canal, and secure the necessary appropriations to construct this great work.

And the same is herewith submitted to the Senate for its action thereon.

I am also directed by the Speaker of the House to inform the Senate that he has signed enrolled Act No. 120, House of Representatives, entitled:

An act to authorize the Joint Committee of the Senate and House of Representatives on the Revision of the Statutes to appoint two clerks for its separate use, providing for their compensation, repealing all laws conflicting therewith, and declaring an emergency.

And the same is herewith submitted to the Senate for the signature of the President thereof.

Mr. Macartney offered the following resolution:

Resolved, That T. C. Mays be allowed $65, being the per diem for thirteen days, for services rendered in making up the Journal of the Senate for the first three days of the present session.

Which was adopted.

Mr. Henry offered the following resolution:

WHEREAS, The Commissioners appointed for that purpose by the Judges of the Supreme Court, have prepared a drainage law, making very radical changes in the laws as now in force; and,

WHEREAS, Such a law should receive careful consideration at the hands of the Senate and House of Representatives; therefore, be it

Resolved, That 300 copies of said proposed law be at once printed for the use of the Senate and House of Representatives.

Which was adopted.

Mr. Menzies introduced Senate Bill No. 125, entitled:

An act to amend section 3 of an act entitled "An act for the protection of wild game," etc., approved March 21, 1879.

Read first time and referred to Committee on Rights and Privileges.

Mr. Bundy presented petitions from the citizens of Henry county for a constitutional amendment giving the ballot to women.

Referred to Committee on Rights and Privileges without reading.

The Lieutenant Governor announced special order on Senate Bill No. 62, question being on Mr. Viehe's amendment.

On motion of Mr. Comstock, it was agreed to.

On motion of Mr. Bell, the committee report was concurred in.

Mr. Langdon moved it be referred to Committee on Revision of Laws.

Mr. Bell moved to amend by referring to a special committee of five.

Agreed to.

Motion as amended agreed to.

On motion, the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, JANUARY 20, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The Lieutenant Governor announced the appointment of the committee to which was referred Senate Bill No. 62, as follows:

Messrs. Bell, Grubbs, Viehe, Wilson and Spann.

Mr. Garrigus offered a petition from citizens of Howard county in relation to giving the right of suffrage to women.

Referred to the Committee on Rights and Privileges.

Mr. Graham presented a petition signed by 500 citizens on the subject of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Bundy presented a petition from the citizens of Henry county on the subject of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Marvin presented a petition of citizens of Boone and Clinton counties, on the subject of a constitutional amendment, giving the ballot to women.

Referred to the Committee on Rights and Privileges.

Mr. Davis presented a petition of citizens of Park county on the subject of temperance.

Referred to the Committee on Temperance.

Mr. Briscoe presented a petition from the citizens of Blackford county for a constitutional amendment giving the ballot to women.

Referred to Committee on Rights and Privileges without reading.

Mr. Wood offered a petition from citizens requesting the establishment of a State School for Dependent Children, etc.

Referred to the Committee on Benevolent Institutions.

Mr. Menzies presented a petition from the citizens of Gibson county for a constitutional amendment giving the ballot to women.

Referred to Committee on Rights and Privileges; also referred to Committee on Benevolent Institutions without reading.

Mr. Grubbs, from the Committee on Judiciary, made the following reports:

MR. PRESIDENT:

Your Committee on Judiciary, to whom was referred Senate Bill No. 44, entitled an act to amend section 10 of "An act touching contempts of courts," have had the same under consideration, and recommend that it be amended as follows:

1. By striking out all of section 1 after the word "testify," in line 11, on page 2.

2. By striking out section 2.

And that when so amended that said bill do pass.

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 76, entitled an act to provide for recording patents issued by the United States and the State of Indiana, have had the same under consideration, and recommend that it be amended as follows:

1. Amend section 1 by striking out the word "and," in line 4, and insert the word "or" in lieu thereof; and also by striking out the words "the same," in line 16, section 1, and inserting instead thereof the words "such record."

2. By striking out section 2.

When so amended the bill do pass.

Mr. Graham presented report of Judiciary Committee on Senate Bill No. 45, introduced by Mr. Briscoe, with recommendation that the same be indefinitly postponed.

Mr. Comstock, from the Judiciary Committee, made the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 66, entitled an act relating to practice and pleading in criminal actions, have had the same under consideration, and recommend it lie upon the table.

Mr. Brown, from the Judiciary Committee, presented a report on Senate Bill No. 28, introduced by Mr. Spann, with the recommendation that the same do pass.

Mr. Traylor, from the Committee on Judiciary, reported as follows:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 11, entitled an act regulating recognizances and their continuance from

term to term, have had the same under consideration and recommend that it be indefinitely postponed.

Mr. Traylor, of the Committee on Judiciary, reported on Senate Bill No. 36, relating to an act in relation to decedents' estates, and recommend that it be amended as follows: Insert in line No. 24, after the word "before," the words, "the day named for," and further amend by striking out lines Nos. 30 and 31, and it do pass as amended.

Mr. Traylor, of the Judiciary Committee, made the following report:

Senate Bill No. 68, entitled an act to provide for determining, allowing and paying claims against the State, recommend that it be indefinitely postponed.

Mr. Chapman presented report of Judiciary Committee on Senate Bill No. 27, introduced by Mr. VanVorhis, with the recommendation that the bill pass as amended.

Mr. Bell, from the Committee on Judiciary, made a report on Senate Bill No. 17, introduced by Mr. Voyles, with the recommendation that the bill do pass.

Mr. Comstock asked and obtained leave of absence for the Committee on Laws for the balance of to day.

Mr. Wilson offered the following resolution:

Resolved, That the Committee on Claims be instructed to inquire into the expediency of creating an auditing board, composed of the Auditor, Treasurer and Secretary of State, to hear and determine all claims against the State; requiring the Attorney General to appear and defend on behalf of the State, with the right of appeal by either to the proper courts, as in other cases, so as to relieve the General Assembly from the necessity of determining claims against the State without a legal investigation, and often upon mere ex parte statements of interested persons, and that said committee be directed to report by bill or otherwise.

Which was adopted.

Mr. Menzies offered the following Concurrent Resolution No 9:

WHEREAS, The commission for the codification of the insurance laws, directed to be organized by concurrent resolution of the Legislature of 1879, has completed its work and is ready to report; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the report of such commission, and the bill presented, shall be at once printed for the full information of the Legislature, and that 200 copies of the same be printed.

Mr. Bundy offered Concurrent Resolution No. 10:

WHEREAS, By the act of the General Assembly of Indiana, approved March 31, 1879, the Governor was authorized to appoint a State Inspector of Oils, and making it the duty of said Inspector to make a report on the 2d Monday in January of each year of the inspection made by himself and deputies for the preceding year; and,

WHEREAS, It appears that said Inspector was appointed and has never made any report as required by said act; therefore, be it

Resolved by the Senate, the House concurring, That a special committee, consisting of one Senator and two Representatives, be appointed to investigate into said delinquency, with power to send for persons and papers, and report thereon to the Assembly.

Which was adopted.

Mr. Majors introduced Senate Bill No. 126, entitled:

An act to amend section 1 of an act entitled, "An act providing for the redemption of real property, or any interest therein, sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases, and for the execution of conveyances," etc.

Read the first time and referred to the Committee on Judiciary.

Mr. Marvin introduced Senate Bill No. 127, entitled:

An act to amend section 26 of an "Act to provide for a general system of common schools, the officers thereof, and their respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal

all laws inconsistent therewith, providing penalties therein prescribed," approved March 6, 1865.

Read a first time and referred to the Committee on Education.

Mr. Poindexter introduced Senate Bill No. 128, entitled:

An act concerning intoxicating liquors.

Read a first time and referred to the Committee on Temperance.

Mr. Poindexter introduced Senate Bill No. 129, entitled:

An act to amend section 19 of an act entitled "An act prescribing the powers and duties of Justices of the Peace in State prosecutions," approved May 29, 1852.

Read a first time and referred to the Committee on Judiciary.

Mr. Spann introduced Senate Bill No. 130, entitled:

An act to provide care and support for pauper children more effectually, etc.

Referred to Committee on County and Township Business.

Mr. Wilson introduced Senate Bill No. 131, entitled:

An act to amend the 16th section of an act entitled, "An act providing for the incorporation of companies for the purpose of constructing bridges for railway or common roadway purposes, or both, over rivers or streams forming the boundaries of the State of Indiana, or a part thereof," approved March 2, 1875, so as to enable cities to indorse and guaranty the bonds of such bridge companies, repealing all laws inconsistent therewith and declaring an emergency.

Read a first time and referred to the Committee on Corporations.

Mr. Woods introduced Senate Bill No. 132, entitled:

An act to appropriate $6,000 to remove a sand-bar in the Calumet river, at the mouth of State Ditch, known as Hart's Ditch, and providing how the same shall be expended.

Referred to Committee on Canals and Internal Improvements.

Mr. Yancey introduced Senate Bill No. 133, entitled:

An act to amend sections 1 and 10 of an act entitled "An act

providing for the election and qualification of Justices of the Peace, and defining their jurisdictions, powers and duties in civil cases," approved June 9, 1852.

Read a first time and referred to the Committee on Judiciary.

Mr. Bell introduced Senate Bill No. 134, entitled:

A bill for an act concerning married women.

Referred to special Committee on Senate Bill No. 62.

Mr. Brown moved that the appointments made by the Governor be referred to Committee on Executive Appointments.

Which was agreed to.

Mr. Briscoe introduced Senate Bill No. 135, entitled:

An act to legalize the proceedings of Board of County Commissioners and others with reference to the drainage of wet lands under and by virtue of the laws of this State, the collection of assessments therefor, and declaring an emergency.

Read a first time and referred to the Committee on Internal Improvements and Swamp Lands.

Mr. Bundy introduced Senate Bill No. 136, entitled:

An act prescribing certain duties of railroad companies, and requiring such companies to sound the whistle, etc.

Referred to Committee on Railroads.

Mr. Coffey introduced Senate Bill No. 137, entitled:

An act to amend section 535 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases," etc.

Referred to Judiciary Committee.

Mr. Davis introduced Senate Bill No. 138, entitled:

An act to amend section 15 of an act regulating general elections and prescribing the duties of officers in relation thereto.

Read a first time and referred to the Committee on Elections.

Mr. Foster introduced Senate Bill No. 139, entitled:

An act amending section 1 of an act providing for the election

and appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto, and to repeal all laws inconsistent therewith.

Read a first time and referred to the Committee on Education.

Mr. Hostetter introduced Senate Bill No. 140, entitled:

An act making it unlawful for the owners and proprietors of any saloon to allow the use of gambling apparatus in such saloon.

Referred to Committee on Temperance.

Mr. Kramer introduced Senate Bill No. 141, entitled:

An act to amend sections 1 and 2 of an act supplementary and amendatory of an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon, approved December 2, 1872, providing for and fixing the rate to be allowed for the annual publication of the delinquent list, approved March 21, 1879, repealing all laws in conflict with the provision of this act and declaring an emergency, and legalizing the acts of county and municipal officers in their attempts to comply with the requirements of said sections 1 and 2 of said act, approved March 21, 1879.

Read a first time and referred to the Committee on Judiciary.

Mr. Leeper asked and obtained leave of absence for Mr. White from Friday until Tuesday morning, and has paired with Mr. White on all political questions.

Mr. White asked and obtained leave for Mr. Leeper, and has paired on all political questions with Mr. Leeper.

Mr. Traylor asked and obtained leave of absence for Mr. Woollen from to-morrow evening until Monday, and paired with Mr. Sayre on all political questions.

House Bill No. 27: A bill providing for the submission of legal questions by the General Assembly, or either House thereof, to the Supreme Court for its decision, and declaring an emergency.

Read first time and referred to Judiciary Committee.

Mr. Brown gave notice that on to-morrow he would move to amend Rule 54 so that the bill and joint resolutions of the House of Representatives will be included in the regular order of business.

House Joint Resolution No. 1: In relation to the reconstruction, by the Government, of the Wabash and Erie Canal.

Read a first time and referred to the Committee on Swamp Lands.

The Lieutenant Governor announced his signature to enrolled House Bill No. 120.

Senate Joint Resolution No. 9: Read second time, with committee report.

Which was concurred in and ordered engrossed.

Senate Bill No. 10 was read a second time, with committee report recommending its passage.

Which was concurred in and ordered engrossed.

Senate Bill No. 39: Read a second time, with report of committee recommending its passage.

Which was concurred in and ordered engrossed.

Senate Bill No. 86:

Relating to an act appropriating moneys to pay amounts due members of the Indiana Legion and of independent companies of militia and minute men for services rendered under the orders of the Governor during the rebellion.

Read a second time, with report of committee thereon.

Mr. Kramer moved report be concurred in.

Mr. Chapman offered the following amendment:

Add to the proposed amendment of the committee: *Provided*, That no official shall receive any fee for any services performed under the provisions of this act.

Report of the Committee on Enrolled Bills:

MR. PRESIDENT:

The Committee on Enrolled Bills presented to his Excellency the Governor, for his approbation and signature, on this, the 20th day of January, 1881, enrolled act of the Senate No. 12.

M. C. SMITH, Chairman.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

JANUARY 21, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Pending reading of Journal, Mr. Comstock moved further reading be dispensed with.

Mr. Menzies asked and obtained leave of absence for Mr. Bundy until Monday noon. They have paired on all political questions.

Mr. Yancey presented a petition from citizens of Indianapolis for a constitutional amendment giving the ballot to women; and moved that it be referred to a special committee of five.

Which was agreed to.

The Lieutenant Governor announced the following as the special Committee on Memorial presented by Senator Yancey on woman suffrage:

Messrs. Yancey, Wilson, Brown, Spann and Foster.

Mr. Davis presented a like petition from citizens of Parke county.

Referred to special committee of five, without reading.

Mr. Lockridge, on Committee to Examine Journal, reported as follows:

The Committee on Supervision and Inspection of the Senate Journal desire to report that they have examined the same up to date and find it correct, with the exception of the Journal of Friday, the 14th, in which the names of authors of bills are not mentioned, which omission they have instructed the Secretary to correct.

The Lieutenant Governor laid the following before the Senate:

MR. PRESIDENT:

The second group of Senate committees have selected William A. Brown as their committee clerk, and he has been acting as such.

M. GARRIGUS,
Chairman Corporations Committee.

Mr. Macartney introduced Senate Bill No. 142, entitled:

An act to amend section 111 thereof of an act regulating the adoption of heirs, approved March 2, 1855.

Read a first time and referred to the Committee on Judiciary.

Mr. Woods, from the Committee on Swamp Lands, reported on Senate Bill No. 135, entitled an act to legalize the proceedings of Boards of County Commissioners, etc., recommending that it do pass, with the following amendment: By adding to line 15, on page 7, the following: "And any such *nunc pro tunc* entries heretofore made shall be as valid and legal as any made after the passage of this act."

Mr. Rahm introduced Senate Bill No. 143, entitled:

An act to amend sections 197, 204, 229, 230 and 281 of an act entitled "An act to provide for the uniform assessment of property and for the collection and return of taxes thereon," approved December 21, 1872, repealing all laws inconsistent with this act, and declaring an emergency.

Read a first time and referred to Committee on Judiciary.

Mr. Shaffer introduced Senate Bill No. 144, entitled:

A bill providing for a Home for Soldiers' and Seamen's Orphans and other necessitous or neglected children.

Read a first time and referred to the Committee on Benevolent Institutions.

Mr. Spann introduced Senate Bill No. 145, entitled:

An act to provide for fencing railroads within the State, and enforcing the building of the same.

Read first time and referred to Committee on Railroads.

Mr. VanVorhis introduced Senate Bill No. 146, entitled:

An act to amend the 1st section of an act supplemental to "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,'" approved February 12, 1855, etc.

Read a first time and referred to the Committee on Benevolent and Reformatory Institutions.

Senator Wilson introduced Senate Bill No. 147, entitled:

An act empowering and authorizing the Governor to fill by appointment all offices that are now or may hereafter be filled by election by the General Assembly, etc.

Read a first time and referred to Committee on Executive Appointments.

Mr. Wood introduced Senate Bill No. 148, entitled:

An act concerning judgments and the collection thereof.

Read a first time and referred to the Committee on Judiciary.

Mr. Langdon introduced Senate Bill No. 149, by request, entitled:

An act to amend section 28 of an act entitled "An act to provide for the organization of savings banks and the safe and proper management of their affairs," approved May 12, 1869.

Read a first time and referred to the Committee on Banks.

Mr. Brown called up his motion, notice of which was given yesterday, which was as follows:

MR. PRESIDENT:

I move to amend Rule 54 of Senate Rules by adding after the words "joint resolutions," in subdivision 6 of the order of business mentioned in said rule, the words "joint resolutions of the House." Also, by adding after the words "bills on third reading," in subdivision 3 of the orders of the day mentioned in said rule, the words "bills of the House on first reading, bills of the House on second reading, bills of the House on third reading." Also, amend second division of order of business for Wednesday by inserting after the word "reading" the following, "Bills of the House on first reading, bills of the House on second reading, bills of the House on third reading."

Which was agreed to.

On motion of Mr. Bell, the Secretary was ordered to have the amendment printed on slip to paste in the Senate book of printed rules.

Mr. Coffey, by request, introduced Senate Bill No. 150, entitled:

An act supplemental to an act entitled "An act," etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Henry introduced Senate Bill No. 151, entitled:

An act to amend section 7 of an act entitled "An act for the incorporation and continuance of building, loan-fund and savings associations," etc.

Read a first time and referred to Committee on Corporations.

Senate Bill No. 11: Read a second time with committee report thereon, recommending that it be indefinitely postponed.

On motion of Mr. Leeper it was laid on the table.

Senate Bill No. 17: Read a second time, with committee report thereon, recommending that it do pass.

Which was concurred in and bill ordered engrossed.

Senate Bill No. 27: Read a second time, with the committee report thereon, recommending that it be amended by striking out section 2, and that it do pass as amended.

Committee report concurred in and bill ordered engrossed.

Senate Bill No. 28, entitled:

An act to prohibit pool-selling, and providing penalties therefor.

Read a second time, with committee report recommending that it do pass.

Which was concurred in and ordered engrossed.

Senate Bill No. 36, entitled:

An act to amend section 76 of an act entitled "An act providing for the settlement of decedents' estates," etc., with committee report thereon recommending that it be amended as follows:

Insert in line 24, after the word "before," the words, "the day named for," and further amend by striking out lines 30 and 31, and it do pass as amended.

Committee report concurred and bill ordered engrossed.

The Lieutenant Governor announced Mr. Bundy as committee on part of the Senate to inquire into why the Oil Inspector has not made his report.

Senate Bill No. 44, entitled:

An act to amend section 10 of an act touching contempts of courts, etc.

Read a second time, with committee report thereon, recommending that it be amended as follows:

By striking out all of section 1 after the word "testify," in line 11, on page 2, and by striking out section 2.

And when so amended recommend that said bill do pass.

Mr. Langdon moved that the bill and report be referred to the Committee on the Revision of the Laws.

On motion of Mr. Foster the debate was ordered to cease.

Mr. Brown moved to lay the motion to recommit on the table.

Which was agreed to.

The report was concurred in and the bill ordered engrossed.

On motion, the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, JANUARY 21, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The Lieutenant Governor presented the following:

MR. PRESIDENT:

The undersigned has appointed Luke H. Wrigley a clerk of the Joint Committee on Revision of the Laws, and that he entered upon the discharge of his duties on January 20, 1881.

D. H. COMSTOCK, Chairman.

Mr. Hefron moved for a reconsideration of the vote adopting report of Committee on Mileage.

Which was agreed to.

Mr. Hefron moved to amend as follows:

By striking out "308," after Traylor's name, and insert "470."

Which was agreed to.

Senate Bill No. 45, entitled:

An act to preserve the purity of elections, etc.,

With the committee report, read and recommended it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 66, entitled:

An act to amend section 1 of an act to amend section 90 of an act entitled "An act to revise, simplify and abridge the rules of practice, pleadings and forms in criminal actions," etc.,

Was read a second time, with the committee report thereon recommending that it do lie upon the table.

Committee report concurred in.

Mr. Grubbs asked and obtained leave of absence for Mr. Coffey until Monday evening, and has paired with him on all political questions until that time.

Mr. Ristine asked and obtained leave of absence for Mr. Hefron until Wednesday evening, and has paired with him on all political questions until that time.

Senate Bill No. 68, entitled:

An act to provide for determining, allowing and paying claims against the State, etc.

Was read a second time, with committee report thereon, recommending that it be indefinitely postponed.

The committee's report was concurred in.

Mr. Langdon moved to amend the committee's report so that the bill shall lie on the table.

Which was taken by consent.

The report as amended was concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to-wit:

House Bill No. 16: A bill providing for the submission to the electors of the State of Indiana, for ratification or rejection, the constitutional amendments, etc.

On motion by Mr. Menzies, the message from the House transmitting House Bill No. 16 was taken up and read. The bill provides for the submission to the electors of the State of Indiana, for ratification or rejection, the constitutional amendments.

Mr. Brown moved to suspend the regular order and make House Bill No. 16 the special order for Tuesday afternoon at 2:15.

Which was agreed to.

Senate Bill No. 76, entitled:

An act to permit all patents issued by the United States and by the State of Indiana, conveying real estate in said State, and the record of all patents aforesaid that have been recorded in any county of this State, legal evidence in the courts thereof, etc.

Read a second time, with the committee report thereon recommending that it be amended, and that when so amended that it do pass.

Committee report concurred in and bill ordered engrossed.

Senate Bill No. 136, entitled:

An act to legalize the pleadings of Boards of County Commissioners and others, with reference to drainage of wet lands, etc.

Read a second time, with committee report thereon, recommending that it do pass with the following amendments: By adding to line 15, on page 7, the following: "And any such *nunc pro tunc* entries heretofore made shall be as valid and legal as any made after the passage of this act."

Mr. Comstock asked and obtained leave of absence for the Committee on Revision of the Laws for the balance of to-day.

Mr. Foster moved that the bill be recommitted to a select committee of three, of which Mr. Briscoe shall be the chairman, with instructions to so amend the bill that it shall be a legalizing act for the counties affected, only.

Which was agreed to.

The committee consisting of Messrs. Briscoe, Wilson and Macartney.

Senate Bill No. 10, entitled:

A bill empowering County Commissioners to convey cemeteries, and providing for the management and control thereof.

Read a third time.

The question being, Shall the bill pass?

The roll being called, those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Howard, Kahlo, Keiser, Kramer, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods and Yancey. Ayes, 34.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 39, entitled:

A bill to authorize County Commissioners to provide, by purchase, suitable asylums for the use and occupancy of children who are proper charges upon the counties, etc.

Was passed over on account of the author not being present.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., January 21, 1881.

Gentlemen of the Senate:

I have approved and signed Senate Bill No. 12, entitled an act to amend section 40 of an act entitled "An act to divide the State into circuits for judicial purposes, fixing the time of holding

courts therein, abolishing the Courts of Common Pleas and transfering the business thereof to the Circuit Courts, and providing for the election of Judges and Prosecuting Attorneys in certain cases," approved March 8, 1873. I have caused the same to be deposited in the office of Secretary of State. A. G. PORTER, Governor.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Senate Bill No. 106: A bill confirming a conveyance from the Board of Commissioners of Wabash county, etc., with the accompanying engrossed amendments of the House of Representatives thereto.

Senate Bill No. 86, entitled:

A bill appropriating moneys to pay amounts due members of the Indiana Legion and of independent companies of militia and minute men for services rendered under the orders of the Governor during the rebellion.

Read a third time.

The question being, Shall the bill pass?

The roll being called, those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Wilson, and Woods. Ayes, 33.

Those voting in the negative were:

Messrs. Garrigus, Graham and Yancey. Nays, 3.

So the bill passed.

The question being, Shall the title as read stand as the title to said bill?

It was so ordered.

MR. PRESIDENT:

The joint select committee of the Senate and House, appointed under a concurrent resolution, to whom was referred so much of the message of the Hon. Isaac P. Gray, late Governor of the State of Indiana, and of so much of the inaugural address of his Excellency, Albert G. Porter, Governor of the State, as relates to the death of James D. Williams, late Governor of the State, have had the subject matter referred to them under consideration, and have agreed upon the accompanying preamble and resolution and report them to the respective Houses, with the recommendation that they do lie on the table until Friday, January 28, at 2 o'clock P. M., and the consideration thereof be made the special order at said hour on said day.

T. S. BRISCOE,
HENRY HOSTETTER,
WARREN T. SAYRE,
On behalf of the Senate.
HENRY S. CAUTHORN,
SAMUEL B. KERR,
N. B. LINSDAY,
SAMUEL HARGROVE,
S. S. SKINNER,
On behalf of the House.

Mr. Briscoe from the joint select committee on the part of the Senate presented the following report:

MR. PRESIDENT:

The joint select committee of the Senate and House, appointed under a concurrent resolution, to whom was referred so much of the message of the Hon. Isaac P. Gray, late Governor of the State, and so much of the inaugural address of his Excellency, Albert G. Porter, Governor of the Sate, as relate to the death of James D. Williams, late Governor of the State, have had the subject matter referred to them under consideration, and have agreed upon the accompanying preamble and resolutions, and report them to the respective Houses with the recommendation that they do lie on the table until Friday, January 28, at 2 o'clock P. M., and the con-

sideration thereof be made the special order at said hour on said day.

T. S. BRISCOE,
HENRY HOSTETTER,
WARREN G. SAYRE,
Committee on behalf of the Senate.

HENRY S. CAUTHORN,
SAMUEL B. KERR,
N. R. LINSDAY,
SAMUEL HARGROVE,
S. S. SKINNER,
Committee on behalf of the House.

WHEREAS, The Hon. Isaac P. Gray, late Governor of the State, in his biennial message to this General Assembly, and his Excellency Albert G. Porter, Governor of the State, in his inaugural address delivered before the Senate and House of this General Assembly on the 10th inst., have referred to the death of James D. Williams, late Governor of the State of Indiana, in complimentary and befitting terms, and have thus called the attention of the General Assembly to this sad dispensation of Providence; therefore,

Resolved, That this General Assembly has heard with deep feelings of regret of the death of the Hon. James D. Williams, late Governor of the State of Indiana, and recognize that in his death the State has lost one of her pioneer citizens who assisted in building up and developing the material resources of the State; who for almost half a century served his adopted State in various official places of trust and profit without the least suspicion of venality or corruption ever having been charged against him, and that he has left behind him a name and fame that will long be cherished with pride by the people of the State.

Resolved, That in the death of the Hon. James D. Williams, the State of Indiana has sustained the loss of a faithful and honest public servant whose place will be difficult to fill in the councils of the different fields in which he labored for the welfare of the people and State.

Resolved, That we deeply sympathize with the relatives and friends of the distinguished dead in the irreparable loss which they have sustained, and beg leave to assure them that the people of the

State will remember with grateful feelings his worth and meritorious efforts in their behalf.

Resolved, That a copy of these resolutions, attested by the Principal Secretary of the Senate and Clerk of the House, be forwarded, by these officers, to the family of the deceased.

Resolved, As a further mark of respect to the deceased, the General Assembly do now adjourn until Monday next at 2 o'clock P. M.

On motion of Mr. Foster the report was concurred in.

Senate Joint Resolution No. 9:

In relation to contagious pleuro-pneumonia of cattle in the United States.

Was read a third time.

The question being, Shall the joint resolution pass?

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods and Yancey. Ayes, 33.

No one voting in the negative.

So the resolution passed.

Title adopted as read.

Mr. Yancey moved that when the Senate adjourn, it adjourn to meet at 2 P. M. on Monday.

Ayes and nays being demanded by Messrs. Bell, Brown, VanVorhis, Shaffer and Garrigus, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Chapman, Compton, Davis, Foster, Graham, Grubbs, Hefron, Hostetter, Howard, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, Wilson, Woods and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Davidson, Garrigus, Hart, Hutchinson, Keiser, Kramer, Lockridge, Macartney, Majors, Marvin, Spann and VanVorhis. Nays, 14.

So the motion was agreed to.

House amendment to Bill No. 106, entitled:

A bill confirming a conveyance from the Board of Commissioners of Wabash county, Indiana, and the Trustees of Noble county, in said State, etc.,

Was read and concurred in.

House concurrent resolution, that ten thousand copies of Hon. I. P. Gray's message and Governor Porter's inaugural address be printed.

Mr. Brown moved to refer to a committee of three.

Agreed to.

The Lieutenant Governor appointed as said committee, Messrs. Brown, Spann and Grubbs.

Mr. Grubbs, by consent, offered the following resolution:

Resolved, That the pay of the Pages of the Senate, to the number provided by law, shall be at the rate of two dollars and fifty cents per day for the present session, commencing from the day when they severally entered upon duty.

Mr. Wilson moved to refer to Committee on Claims.

Mr. Brown moved to lay the motion on the table.

The ayes and nays being called for and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Brown, Compton, Davidson, Davis, Foster, Grubbs, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Lockridge, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Traylor and Woods. Ayes, 21.

Those voting in the negative were:

Messrs. Benz, Briscoe, Chapman, Garrigus, Graham, Hart,

Henry, Howard, Macartney, Marvin, Rahm, VanVorhis and Wilson. Nays, 13.

So the motion to lay upon the table was agreed to.

Mr. Chapman moved to amend by making $2 instead of $2.50.

Which was agreed to.

Mr. Brown moved to strike out the following words: "To the number provided by law."

Mr. Brown offered the following as a substitute:

Resolved, That the five Pages now in the employ of the Senate, be, and are hereby appointed as Pages of the Senate, and that they receive pay for their services from the time their respective services commenced.

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Howard, Keiser, Kramer, Majors, Marvin, Poindexter, Rahm, Sayre, Shaffer, Smith, Spann, VanVorhis and Woods. Ayes, 21.

Those voting in the negative were:

Messrs. Chapman, Garrigus, Graham, Grubbs, Hart, Hostetter, Kahlo, Lockridge, Macartney, Ristine and Wilson. Nays, 11.

No quorum voting.

Mr. Chapman moved to adjourn.

The ayes and nays being demanded by Messrs. Bell, Benz, Hart, Marvin and Compton, and being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Davidson, Davis, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Lockridge, Ristine, Shaffer, Smith, Spann and VanVorhis. Ayes, 14.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Foster, Hart, Howard, Kramer, Macartney, Majors, Marvin, Poindexter, Rahm, Wilson and Woods. Nays, 16.

The Lieutenant Governor directed a call of the Senate,

Which resulted as follows:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Kahlo, Keiser, Kramer, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Wilson and Woods.

Senators present and answering to their names, 32.

Mr. Brown moved that further proceedings under the call be dispensed with.

Mr. Brown moved to adjourn.

Ayes and nays being demanded by Messrs. Briscoe, Bell, Benz, Grubbs and Wilson, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Chapman, Compton, Davidson, Davis, Graham, Grubbs, Kahlo, Keiser, Lockridge, Macartney, Poindexter, Rahm, Ristine, Shaffer, Smith and VanVorhis. Ayes, 19.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Foster, Hart, Hostetter, Howard, Majors, Menzies, Sayre, Wilson and Wood. Nays, 12.

So the Senate adjourned.

THOMAS HANNA,

President of the Senate.

MONDAY AFTERNOON.

MONDAY, January 24, 1881.

Lieutenant Governor in the Chair.

Prayer was offered by Rev. J. B. Batzly, D. D.

The Lieutenant Governor announced the order to be on unfinished business of Friday.

The question being on the substitute concerning number and pay of Pages.

Mr Chapman moved to postpone the question until the resolutions were dispensed with.

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Keiser, Langdon, Lockridge, Macartney, Ristine, Urmstan, VanVorhis, Wilson and Yancey. Ayes, 17.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davidson, Foster, Hart, Henry, Howard, Kramer, Majors, Marvin, Menzies, Shaffer, Spann, Traylor, Viehe, Voyles and Woods. Nays, 21.

So the motion was rejected, two-thirds not voting in the affirmative.

The Chair held this not in order till we come to the order of the day.

Mr. Garrigus presented petition for the establishment of a "State School for Dependent Children."

Referred to Committee on Education, without reading.

Messrs. Briscoe, Henry, Bundy, Shaffer, Langdon, Benz, Chapman, Bell and Foster presented petitions from citizens of the State

asking the establishment of a "State School for Dependent Children," etc.

Which were referred to the Committee on Education, without reading.

Mr. Langdon presented a petition to establish and maintain a free library, etc.

Referred to Committee on Education, without reading.

Mr. Voyles presented a remonstrance from the members of the bar, and officers of the Court of Washington county, remonstrating against Scott county being attached to that judicial circuit.

Mr. Shaffer returned from Committee on Rights and Privileges petitions on woman suffrage, and moved reference thereof to special committee on that subject.

Agreed to.

Mr. Kahlo presented a petition from citizens of Cass county asking for the passage of a law establishing the rate of interest at 6 per cent, etc.

Referred to Committee on Banks.

Mr. Ristine presented a petition,

Which was referred to the Committee on Temperance, without reading.

Mr. Hutchinson presented a petition,

Which was referred to the Committee on Township and County Business, without reading.

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, IND., JANUARY 24, 1881.

Gentlemen of the Senate:

I have the honor to inclose to you a copy of a letter dated the 12th inst., received by me from Prof. J. L. Campbell, acting assistant of the United States Coast and Geodetic Survey, which I deem of sufficient importance to transmit to you.

I wish particularly to direct your attention to a paragraph in which the writer states that in making his observations for the high-

est points for the location of the observing stations in Indiana, he was impressed with the fact of the general elevation of the flat or swamp lands of the State, as compared with the present channels of our main water-courses, and the entire feasibility of draining these lands as proposed in the inaugural message which I had the honor to deliver to the General Assembly.

I desire also to invite your attention to a request contained in the closing paragraph of said letter, in which the writer states that as a portion of the geodetic survey by the General Government is within our own State, he respectfully asks from myself, or, if I shall deem best, from the Legislature, a suitable expression of interest in its prosecution.

The prosecution of this survey is of so great importance to the State that it seems to me most fit that an expression of interest therein should be made by the Legislature.

The practicability of draining that portion of our swamp lands which can not be successfully drained under the provisions of existing laws, being confirmed by the observations of a gentleman so distinguished in his profession as the writer of said letter, I beg to invite your consideration anew to the suggestions contained in said message with respect to the drainage of those lands.

A. G. PORTER.

U. S. COAST AND GEODETIC SURVEY,
WABASH COLLEGE,
CRAWFORDSVILLE, IND., January 12, 1881.

Hon. Albert G. Porter, Governor of Indiana:

SIR:—I have the honor to inform you that under the direction of Mr. C. P. Patterson, Superintendent of the United States Coast and Geodetic Survey, I have completed the preliminary reconnoissance for the triangulation in this State, and my work has been approved by the department at Washington. The scheme extends from the Ohio river at New Albany northward through the counties of Clark, Floyd, Washington, Scott, Jackson, Bartholomew, Johnson, Shelby, Marion, Boone, Hamilton, Clinton, Tipton, Carroll, Howard, Cass, Miami, Fulton, Marshall, St. Joseph and Elkhart, to the Michigan line.

It is proper to remark that the geodetic survey in this State is a part of the general system extending through Michigan, Indiana,

Kentucky, Tennessee and Alabama to the Gulf of Mexico. The main purposes of the survey are the determination of the longitude and latitude of important points in the States, and the measurement of an extended arc of the meridian. It will also correct the coast and lake survey through the interior.

The triangulation probably will be begun in the southern part of the State during the summer of 1881.

In making my observations for the highest points for the location of the observing stations, I was impressed with the fact of the general elevation of the plat or swamp lands of the State as compared with the present channels of our main water courses, and the entire feasibility of draining these lands as proposed in your inaugural message. As a portion of the Geodetic survey by the General Government is within our own State, I respectfully ask from you, or, if you deem best, from the Legislature, a suitable expression of interest in the prosecution. I have the honor to be,

Very respectfully yours,

J. L. CAMPBELL,

Acting Assistant U. S. C. G. Survey.

Mr. Langdon moved that the message and letter be referred to the Committee on Canals, etc., with directions to inquire what, if any other, surveys have been made of the Kankakee valley, and report thereon, together with such other facts as they may deem proper.

Mr. Bell offered the following amendment:

That the message be referred to the Committee on Canals, Internal Improvements and Swamp Lands, etc., with instructions to inquire what, if any, similar surveys have already been made by the general government of any portion of Indiana, whether any such are on file with the Secretary of State, and to report action connected with the subject matter as the committee may deem proper.

Accepted by Mr. Langdon.

Agreed to.

Mr. Grubbs presented the following report:

MR. PRESIDENT:

Your Committee on Judiciary, to whom was referred Senate Bill No. 116, entitled an act in relation to the formation of water-

works companies by purchase of the property of pre-existing water-works companies at judicial sales, have had the same under consideration, and recommend it be amended as follows:

Amend section 2 by inserting after the word "organization" in line 16 of said section the following words: "and shall have no other powers, privileges or franchises; and such powers, privileges and franchises shall be subject to the restrictions, limitations and powers of supervisory control contained in the laws under which such original organization was formed, namely, the act approved March 6, 1865."

And when so ameneded it do pass.

Mr. Grubbs, from Committee on Judiciary, reported on Joint Resolution No. 2, relating to suits by and against national banks, and recommend that it do pass.

Mr. Comstock, of the Judiciary, to whom was referred Senate Bill No. 23, entitled an act to protect the elective franchise, and providing penaties for violation of provisions therein contained, and recommend that it be amended as follows:

1. By striking out line 15 and line 16, on page 1, except the words, "any person."

2. By striking out the word "five," in line 28, page 1, and inserting instead thereof the word "two."

3. By striking out the word "ten," in line 29, on page 1, inserting instead thereof the word "five."

4. By striking out line 7, on page 2.

5. Amend section 3 to read as follows: "Sec. 3. All laws and parts of laws in conflict with the provisions of this act are hereby repealed, provided the repeal of such laws shall not affect any prosecutions instituted under said laws prior to the taking effect of this act."

And when so amended, it do pass.

Mr. Traylor, from Committee on Judiciary, to whom was referred Senate Bill 122, entitled, an act providing for the partitioning of lands, setting off parts of, and assigning dower therein, locating roads and defining duties of Commissioners, surveyors and reviewers in such cases necessary and other matters relating thereto, etc., recommend that it be indefinitely postponed.

Mr. Langdon presented Senate Bill No. 152, recommended by Revision Committee, entitled:

An act concerning contempts of court,

And moved that rules be suspended and that bill be read a first time.

Agreed to by consent.

Mr. Viehe, from the Board of Revision, presented two new bills, Nos. 153 and 154, which were placed on file.

Mr. Menzies, from the Board of Revision, presented two new bills, which were numbered 155 and 156 and placed on file.

Mr. Poindexter, chairman Committee on Roads, to whom was referred Senate Bill No. 54, entitled an act to amend an act entitled "An act authorizing Boards of County Commissioners to construct gravel, macadamized or paved roads," etc., unanimously recommend that the bill do pass with the following amendments: First. That the word "seven" be stricken out, in line 12, page 2, and in its place there be inserted the word "six." Second. That the following be added:

SEC. 2. An emergency is hereby declared for the immediate taking effect of this act, wherefore the same shall take effect and be in force from and after its passage.

Mr. Wilson, from a special committee, made the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 135, have had the same under consideration, and beg leave to make the following report:

Strike out all after the enacting clause and substitute the following:

And when so amended, we recommend the bill do pass.

Mr. Bell, from the special committee, offered the following report:

MR. PRESIDENT:

The select committee to whom was referred Senate Bill No. 62, being a bill for an act to remove the disabilities of coverture;

and also Senate Bill No. 134, being a bill for an act concerning married women, have had said bills under consideration, and a majority of the committee have directed me to report the same, together with the accompanying bill prepared by the committee, which they recommend as a substitute for both said bills so referred, and recommend that such substituted bill do pass.

Substituted Bill No. 155:

Mr. Langdon offered the following resolutions:

WHEREAS, The management of the Prisons North and South, under the present system of double Boards of Directors, has given rise to unnecessary trouble, litigation and inefficiency; and,

WHEREAS, It is believed that the State Prisons can be conducted more economically and better under the supervision of one board, and a proper revision of the laws concerning prisons; and,

WHEREAS, Legislation having in view the consolidation of the management of prisons and other means to effect needed reforms is now pending.

Resolved, That the Senate is in favor of a reconstruction of the present prison system and a consolidation of the management thereof at the earliest practical day.

Resolved, That it is not expedient to elect Prison Directors until some definite action has been had by this General Assembly on the subject of prison reform.

Mr. Bell moved to refer the resolution to the Committee on Prisons.

The ayes and nays, being demanded by Messrs. Bell and Langdon, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Compton, Comstock, Davidson, Foster, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Macartney, Marvin, Menzies, Shaffer, Traylor, Urmstan, Voyles, Wilson, Woods and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Chapman, Garrigus, Graham, Grubbs, Langdon, Poindexter, Ristine, Smith, Spann and VanVorhis. Nays, 10.

So motion was agreed to.

On motion by Mr. Bell, the bills from Committee on Revision were read first time.

Senate Bill 153, entitled:

An act to amend section 1 of an act entitled, "An act amendatory and supplemental to an act entitled, 'An act for providing for voluntary assignment of personal and real property,'" etc., etc.

Read first time and placed on file.

Senate Bill No. 154, entitled:

An act to amend section 3 of an act entitled "An act to provide for the more speedy trial of causes and facilitate the transaction of business in courts, and to provide for judges to try causes," etc.

Read a first time and placed on file.

Mr. Menzies introduced Senate Bill No. 155, entitled:

An act concerning Circuit Courts, etc.

Read a first time and placed on file.

Mr. Menzies introduced Senate Bill No. 156, entitled:

An act to amend the partition act of May 20, 1852.

Read a first time and placed on file.

Mr. Langdon, from the Committee on Revision, introduced Senate Bill No. 157, entitled:

An act to amend an act entitled "An act to amend the 4th section of an act entitled 'An act touching the relation of guardian and ward,' approved June 9, 1852, approved January 22, 1857."

Read a first time and placed on file.

Mr. Langdon, from the Revision Committee, introduced Senate Bill No. 158, entitled:

An act to authorize the Board of Revision to employ a clerk.

Read a first time and placed on file.

Mr. Menzies offered Senate Bill No. 159, entitled:

An act to amend section 1 of an act entitled "An act to amend section 1 of an act entitled 'An act regulating insurance companies doing business in this State,'" etc.

Read first time and placed on file.

Mr. Urmstan introduced Senate Bill No. 160, entitled:

An act to amend section 1 of an act providing for the appointment of notaries public, etc.

Read first time and referred to Committee on Rights and Privileges.

Mr. Spann introduced Senate Bill No. 161, entitled:

An act authorizing the appointment of short hand reporters for certain Circuit Courts of this State, etc.

Read a first time and referred to Judiciary Committee.

Mr. VanVorhis introduced Senate Bill No. 162, entitled:

An act to amend section 3 of an act entitled "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations,' and repealing former laws in reference thereto," etc.

Read a first time and referred to Committee on Corporations.

Mr. Voyles presented Senate Bill No. 163, entitled:

An act to amend section 2 of an act entitled "An act defining certain misdemeanors, and prescribing punishment therefor," approved December 2, 1865.

Read a first time and referred to the Committee on Judiciary.

Mr. Chapman introduced Senate Bill No. 164, entitled:

An act to amend an act "to incorporate the Indianapolis Insurance Company," approved February 8, 1836, etc.

Read a first time and referred to Committee on Corporations.

Mr. Garrigus introduced Senate Bill No. 165, entitled:

An act legalizing the incorporation of the Kokomo, Greentown and Jerome Gravel Road Association, of Howard county, Indiana, etc., approved May 12, 1852.

Read a first time and referred to Committee on Corporations.

Mr. Hutchinson introduced Senate Bill No. 166, entitled:

An act for the relief of Barzella N. Shrieve from Trustee of Cool Spring township, and Robert Curran and Henry Keifer as

sureties upon his bond as such Trustee, and to relieve said Barzella N. Shrieve, Robert Curran and Henry Keifer from payment of judgment against them in the Laporte County Circuit Court for and on account of said Shrieve.

Read a first time and referred to Committee on County and Township Business.

Mr. Kahlo introduced Senate Bill No. 167, entitled:

An act to regulate the charges and fares that shall be charged on sleeping cars and coaches operated and run within this State by corporations or railroad companies, and providing penalties for the violation of the provisions of this act.

Read a first time and referred to the Committee on Railroads.

The unfinished business pending at adjournment on Friday, concerning pay of Pages, coming up in the order of the day,

The question being on the pending substitute,

Mr. Chapman moved to amend by adding thereto as follows:

At $2 dollars per day; and that all of said Pages shall be at the Senate chamber during every day except Sunday, whether the Senate is in session or not, and that all of said Pages except the one assigned to the President of the Senate, be, and are hereby placed under the control of the Doorkeeper of the Senate.

Substitute accepted by Mr. Brown as amended.

It was agreed to.

The Chair announced the question to be on the original motion as amended by the substitute.

Ayes and nays being demanded by Messrs. Bell and Garrigus, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davidson, Foster, Howard, Hutchinson, Kramer, Majors, Menzies, Poindexter, Spann, Traylor, Urmstan, Viehe, Voyles, Woods and Mr. President. Ayes, 21.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney,

Marvin, Ristine, Shaffer, Smith, VanVorhis, Wilson and Yancey. Nays, 20.

So the original motion as amended was adopted.

Mr. Menzies moved that the vote be reconsidered and that the motion be laid on the table.

Messrs. Garrigus and Grubbs demanded the ayes and nays,

Which resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Comstock, Davidson, Foster, Howard, Hutchinson, Kramer, Majors, Menzies, Poindexter, Spann, Traylor, Urmstan, Viehe, Voyles and Woods. Ayes, 20.

Those voting in the negative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Marvin, Ristine, Shaffer, Smith, VanVorhis, Wilson, Yancey and Mr. President. Nays, 21.

So the motion was rejected.

The committee report on Senate Bill No. 11, relating to recognizances, etc., and their report recommending it to be indefinitely postponed was concurred in.

Senate Bill No. 23, relating to elective franchise, etc., read a second time, with committee report.

Which was concurred in.

Senate Joint Resolution No. 2, relating to suits by and against national banks, was read a second time, with committee report.

Which was concurred in.

Senate Bill No. 93, relating to a bill establishing a State Board of Health, defining its purposes, etc., read a second time, with committee report.

Which was concurred in.

Mr. Comstock moved to make the special order next Wednesday at 10:30 o'clock.

Which was agreed to.

Senate Bill No. 122, entitled:

An act providing for the partitioning of lands, setting off parts of and assigning dowers therein, etc.

Read a second time, with committee report, which was concurred in.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY MORNING.

JANUARY 25, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. Geo. L. Curtis, D. D.

Pending reading of Journal, upon motion of Mr. Foster, the further reading the same was dispensed with.

Messrs. Lockridge, Hart, Wilson, Bundy, Hostetter, Viehe, Menzies, Ristine, Grubbs, Sayre, White, Davidson, Compton, Voyles, Macartney, Marvin, Keiser, Chapman, Davis, Garrigus, Owen and Brown, presented petitions from citizens of the State on the subject of temperance.

Which were referred to the Committee on Temperance without reading.

Messrs. Smith, Yancey, Bundy, Leeper, Davis, White, Bell, Marvin, Davidson, Majors, Woods, Sayre, Foster, Hutchinson, Macartney and Coffey presented petitions from citizens of the State, asking for the establishment of State school for dependent children.

Which were referred to the Committee on Education without reading.

Messrs. Compton, Keiser and Brown presented petitions from citizens of the State, praying for a constitutional amendment giving the ballot to women.

Which were referred to a special Committee on Women Suffrage without reading.

Mr. Henry presented a petition from citizens of Madison county for release of estate of Martin Pruett and sureties on his bond as Trustee of Jackson township, Madison county, etc.

Which was referred to the Committee on County and Township Business.

The following message was received from the House by the hands of Cyrus T. Nixon, Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to-wit:

Joint Resolution No. 2, House of Representatives: A joint resolution requesting Congress to grant pensions to certain surviving soldiers of the Mexican war, and the same is respectfully submitted to the Senate for its action thereon.

Engrossed Senate Bill No. 53: A bill to amend the 3d, 44th, 49th, 50th, 51st and 52d sections of an act entitled "An act granting to the citizens of Evansville, in the county of Vanderburgh, a city charter," etc.

Engrossed Senate Bill No 6: A bill concerning the allowance of claims against decedents' estates.

And the same are herewith returned to the Senate.

Mr. Langdon asked and obtained leave of absence for Mr. Traylor on account of sickness, and announced that he was pared with the gentleman on all political questions for one week.

Which was granted.

Mr. Comstock, from the Committee on Revision of Laws, reported two bills, which are numbered 168 and 169, and were placed on file for first reading.

Mr. Bundy, from the Committee on Executive Appointments, made the following majority report:

MR. PRESIDENT:

A majority of the Committee on Executive Appointments, to whom was referred the following appointments made by Hon. Isaac P. Gray, late Governor of Indiana, would respectfully report that since the reference of said appointments to said committee, they have not had sufficient time to examine into the qualifications and fitness of said appointments, and therefore ask further time in which to consider the same.

Messrs. Brown, Voyles and Hutchinson submitted the follow-minority report:

MR. PRESIDENT:

The minority of the Committee on Executive Appointments respectfully dissent from the majority report of the committee and recommend that the executive appointments be at once considered by the Senate.

The question on concurring in minority report.

The ayes and nays, being demanded and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Woods and Woollen. Ayes, 21.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Yancey and Mr. President. Nays, 22.

So the minority report was rejected.

Mr. Bell desired the Journal to show that he was paired with Mr. Owen, or he should vote aye.

Mr. Brown moved to amend majority report by adding thereto, at the close of the same, as follows: "Which time shall not extend beyond January 28, 1881."

Mr. Spann moved to lay the amendment upon the table.

The ayes and nays being demanded by Messrs. Spann and Menzies, and being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Foster, Hefron, Howard, Hutchinson, Kramer, Menzies, Spann, VanVorhis and Wilson. Ayes, 9.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keiser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Sayre, Shaffer, Smith, Urmstan, Viehe, Voyles, White, Woods, Woollen and Yancey. Nays, 35.

So the motion to lay on the table was rejected.

The question being on the adoption of the amendment offered by Mr. Brown.

The ayes and nays being demanded by Messrs. Brown and Yancey, and being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Compton, Davidson, Davis, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 22.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Sayre, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 20.

So the amendment was agreed to.

Question on majority report as amended.

The ayes and nays being demanded by Messrs. VanVorhis and Graham, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods and Woolen. Ayes, 23.

Those voting in the negative were:

Messrs. Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, and Yancey. Nays, 19.

So the report as amended was concurred in.

Mr. Smith, from Committee on Fees and Salaries, made the following report on Senate Bill No. 58:

MR. PRESIDENT:

The Committee on Fees and Salaries, to whom was referred Senate Bill No. 58, entitled, an act to amend section 74 of an act to provide a general system of common schools, etc., have had the same under consideration, and recommend that the bill be amended as follows:

1st. By striking out the word "five" in line 23, and inserting in lieu thereof the word "six."

2d. By striking out all of line 27 after the word "otherwise."

And when so amended your committee recommend that the bill do pass.

Mr. Smith, from the Committee on Enrolled Bills, submitted the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have examined enrolled act No. 106 of the Senate, and find the same correctly enrolled.

House Joint Resolution No. 2: Requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Read a first time and passed to a second reading.

The Lieutenant Governor laid before the Senate a communication from the Irish National Land League, Indianapolis Branch, inviting Senators to be present at a lecture entitled "The Irish Land War," to be delivered at English's Opera House on the evening of February 1, by Mr. James Redpath.

Mr. Menzies offered the following resolution:

Resolved, That the thanks of the Senate be returned to the Irish National Land League, and that the Senate accept the invitation extended in the communication of the President of such league.

Which was adopted.

Senator Comstock, from the Committee on the Revision of the Laws, reported Senate Bill No. 168, entitled, an act to amend an

act entitled "an act to amend the 11th section of an act touching the relation of guardian and ward, approved July 9, 1852, and regulating suits on bonds of guardians removing from the State," approved March 9, 1867.

Also, Senate Bill No. 169, entitled: An act to amend an act entitled "An act defining who are persons of unsound mind, and authorizing the appointment of guardians of such persons, defining the powers and duties of such guardians, declaring void the contracts of persons of unsound mind, and providing for their restraint when necessary," approved May 29, 1852.

Which was placed on file.

Mr. Rahm introduced Senate Bill No. 170, entitled:

An act authorizing the Auditor of State and County Auditors to satisfy mortgages in part or release a part of the mortgaged premises on payment of the full proportion of the sum secured by such mortgage.

Read a first time and referrred to Committee on Judiciary.

Mr. Spann introduced Senate Bill No. 171, entitled:

An act to authorize any railroad company now organized, or that may hereafter be organized under laws of the State, to lease or purchase a part or all of a railroad constructed, or in process of construction, by another company, when the lines of such companies are continuous and not competing, etc.

Read a first time and referred to Committee on Railroads.

Mr. Woods, by request, introduced Senate Bill No. 172:

An act defining the power of courts in certain cases, providing for the appointment of attorneys to defend poor criminals, providing for allowances of fees to attorneys so appointed, and declaring an emergency.

Read a first time and referred to Committee on Judiciary.

Mr. Benz introduced Senate Bill No. 173, entitled:

A bill for an act to amend section 5 of an act entitled "An act to create the 42d Judicial Circuit;" to amend sections 3 and 4 of an act entitled "an act to divide the State into districts for judicial purposes," etc.

Read a first time and referred to Committee on Organization of Courts.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution of the Senate, to wit:

WHEREAS, The commission for the codification of the insurance laws, directed to be organized by concurrent resolution of the Legislature of 1879, has completed its work and is ready to report; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the report of such commission, and the bill presented, shall be at once printed for the full information of the Legislature, and that 200 copies of the same be printed.

I am directed by the Speaker of the House of Representatives, to inform the Senate that he has signed the following enrolled act of the Senate, to wit:

Enrolled Senate Act No. 106: An act confirming a conveyance from the Board of Commissioners of Wabash county, Indiana, and the Trustees of Noble township in same county, etc., etc.

And the same is herewith transmitted to the Senate, for the signature of the President thereof.

Mr. Bundy introduced Senate Concurrent Resolution No. 11 as follows:

WHEREAS, There are charges in circulation against the management of the Soldiers' and Seamen's Home, and the Asylum for Feeble Minded Children of Indiana, and

WHEREAS, It is alleged and charged by responsible persons, that the original purpose of the act establishing said asylum is being violated and set aside, and the funds appropriated therefor diverted from the puposes intended, therefore be it

Resolved by the Senate, the House of Representatives concurring, That a committee of three Senators and four Representatives be appointed, with power to send for persons and papers, to investigate the management and conduct of said institution, and report as soon as practicable to the Assembly.

Mr. Menzies moved to refer the resolution to the Committee on Benevolent Institutions.

The ayes and nays being demanded by Messrs. Menzies and Yancey, and the vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Coffey, Compton, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 21.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Nays, 23.

So the motion was rejected.

Mr. Menzies moved that the resolution lie on the table.

The ayes and nays being demanded by Messrs. Menzies and Hart, and vote taken, which resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Coffey, Compton, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Woods, Woollen and Yancey. Ayes, 20.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Poindexter, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White and Wilson. Nays, 21.

So the motion was rejected.

The resolution was adopted, and the Chair appointed Messrs. Bundy, Spann and Voyles on said committee on the part of the Senate.

Mr. Chapman introduced Senate Bill No. 174, entitled:

An act limiting the time for redemption by junior incumbrances from sales upon foreclosure of mortgages in certain cases.

Read a first time and referred to Judiciary Committee.

Mr. Comstock, by consent, called up Senate Bill No. 39, heretofore read the third time.

Mr. Comstock asked and obtained leave to make the sum twenty-five cents instead of twenty cents.

The question being, Shall the bill pass?

The roll being called, the vote resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 43.

No one voting in the negative.

So the bill passed.

The title was adopted as read.

Mr. Henry introduced Senate Bill No. 175, entitled:

An act for the relief of the estate of Martin S. Pruett, deceased, Daniel Goldsberry and William T. Wright.

Read first time and referred to Committee on County and Township Business.

Mr. Menzies asked and obtained leave of absence for Mr. Bell for balance of day.

Upon motion, the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, JANUARY 25, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Voyles asked and obtained leave of absence for Mr. Spann for balance of the day.

Mr. Chapman moved that Senate Bill No. 116 be taken up.

Which was agreed to.

Senate Bill No. 116, entitled:

A bill in relation to the formation of water works companies by purchase of the property of pre-existing water works companies at judicial sales.

Read a second time, with the report of the committee thereon. Committee report concurred in and bill ordered engrossed.

Mr. Chapman moved to suspend the constitutional rule, that the bill be now read a third time and put upon its passage.

The roll being called,

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 43.

No one voting in the negative.

So the motion was agreed to.

Question, Shall the bill pass?

Roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

No one voting in the negative.

So the bill passed.

Title adopted as read.

The Lieutenant Governor announced the special order, being Senate Bill No. 3, entitled:

A bill to provide for the call of a convention of the people of the State of Indiana to revise, amend or alter the Constitution of

said State, or to make a new Constitution for said State, and to provide for submitting said new Constitution to a vote of the qualified voters of said State of Indiana.

Read a second time.

Mr. Brown offered the following amendment to printed Senate Bill No. 3: Strike out, in lines 2 and 3 and 5, in section 2, the words "House of Representatives," and insert in lieu thereof the word "Senate." Strike out the word "Representative," in line 7 of section 4, and insert in lieu thereof the word "Senator." Strike out the word "representatives," in lines 2 and 4, in section 6, and insert in lieu thereof the word "senatorial." Strike out the word "Thursday," in line 2, section 6, and insert in lieu thereof the word "Saturday." Strike out the words "House of Representatives," in line 7, section 9, and insert in lieu thereof the word "Senate."

All of which was agreed.

Mr. Spann offered the following amendment to Senate Bill No. 3: Strike out the word "September," in line 2, section 9, and insert in lieu thereof the word "June."

Which was rejected.

Mr. Viehe offered the following amendment to Senate Bill No. 11:

MR. PRESIDENT:

I move to amend section 11 by striking out "majority" and inserting "two-thirds," in line 6 of the printed bill.

Which was agreed to.

Mr. Van Vorhis moved to postpone until Tuesday next at 2 o'clock.

Mr. Brown moved to lay on the table.

The ayes and nays being demanded by Messrs. Yancey and Hostetter, and vote taken, which resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe, Voyles and Woollen. Ayes, 25.

Those who voted in the negative were:

Messrs. Comstock, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, White, Wilson and Yancey. Nays, 19.

So the motion was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 3: To amend by adding the following section, viz:

1st. That the entire session of said convention shall not exceed ninety days.

Which motion was rejected.

Mr. Comstock asked and obtained leave of absence for the balance of the day for the Committee on Revision.

Mr. Grubbs offered the following amendment to Senate Bill No. 3: To amend line 1, on page 13, by striking out the word "six" and inserting "ten" in lieu thereof.

Which was laid on the table, on motion of Mr. Foster.

Mr. Brown moved to order the bill engrossed and make it the special order for Wednesday of next week at 2 o'clock.

Mr. VanVorhis moved to lay on the table.

Which was rejected.

Mr. Brown's motion was agreed to.

The Lieutenant Governor announced special order, House Bill No. 16, entitled:

A bill providing for the submission to the electors of the State of Indiana, for ratification or rejection, the constitutional amendments, etc.

Read a first time and referred to Committe on Judiciary.

Senate Bill No. 71 read by title only, with the committee's report thereon.

Concurred in.

Senate Bill No. 54, entitled:

A bill for an act to amend an act authorizing Boards of County Commissioners to construct gravel roads, etc.

Read a second time with committee report thereon concurred in.

Mr. Marvin offered the following amendment to Senate Bill No. 54:

Amend section 7 by adding: *Provided further*, That the amount of such bonds outstanding at any one time shall not exceed the sum of one hundred thousand dollars principal.

Which was rejected.

Mr. Garrigus offered the following amendment to Senate Bill No. 54:

Provided further, That in no case shall the county be liable for the payment of such bonds or any part thereof, but the same shall be paid wholly by the proceeds of said assessments of benefits.

Mr. Ristine moved to postpone until Thursday next at 2 o'clock.

Which was agreed to.

Mr. Foster presented report from Committee on Railroads on Senate Bill No. 176, as follows:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 2: A bill to repeal an act prescribing certain duties of railroad companies and requiring them to sound the whistle on all locomotive engines at the crossing of any turnpike, etc., have had the same under consideration and instruct me to report as follows:

Amend the law sought to be repealed by Bill No. 2, as follows: Add in line 12, after the word "thereto," "at least thrice and ring the bell."

And when so amended recommend that the bill do pass.

Which report was concurred in.

Mr. Garrigus, from the Committee on Corporations, submitted the following report:

MR. PRESIDENT:

Your Committee on Corporations have had Senate Bill No. 32, reported back herewith, under consideration, and report the same back with the recommendation that the same do pass.

Which report was concurred in.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

WEDNESDAY MORNING.

JANUARY 26, 1881.

Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. M. W. Reed.

Pending reading of the Journal, Mr. Graham moved further reading be dispensed with.

Mr. Davidson, from the Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

The Committee on Supervision and Inspection of the Journal desire me to report that they have examined the Journal for January 24, 1881, and find the same correct.

Mr. Menzies asked and obtained leave of absence for Mr. Bell for the afternoon.

Mr. Briscoe presented Senate Bill No. 135, entitled:

An act to legalize the pleadings of Boards of County Commissioners and others, with reference to the drainage of wet lands, etc.,

With committee report, which was concurred in.

Mr. Wilson moved that the constitutional rule be suspend, the bill considered engrossed, and read third time and put upon its passage.

Those voting in the affirmative were:

Messrs. Benz, Bricoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Keiser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the motion was agreed to, and bill read a third time.

The question being, Shall the bill pass?

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Hostetter, Hutchinson, Keiser, Kramer, Lockridge, Macartney, Major, Marvin, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Comstock, Grubbs and Shaffer. Nays, 3.

So the bill passed.

Title adopted as read.

Senate Joint Resolution No. 2:

In relation to requesting our Senators and Representatives in Congress to procure the repeal so much of the acts of Congress as confer especial jurisdiction upon the Circuit and District Courts of the United States, of suits by and against national banks resident of a State, without regard to the amount involved in such suits,

Was read a third time.

The question being, Shall the joint resolution pass?

The roll being called, the vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Langdon, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 44.

Those who voted in the negative were:

Messrs. Lockridge and Chapman. Nays, 2.

So the title was adopted as read.

The Lieutenant Governor announced as the special order Senate Bill No. 93.

Mr. VanVorhis moved that section 6 be amended by striking out the words "two thousand" and inserting in place thereof the words "fifteen hundred."

Which was agreed to.

On motion of Mr. Woollen, the bill was considered by sections, section 1 being read.

Mr. Comstock moved to amend section 1 by striking out the words "with the consent of the Senate."

Which was lost.

Mr. Chapman moved to strike out the word "January," where it occurs in section 1, and insert the word "February" in lieu thereof.

Which was adopted.

Mr. Briscoe moved to amend section 1, in line 4, after the word "Governor," to add the words, "two from each of the political parties."

Mr. VanVorhis offered the following substitute for Mr. Briscoe's amendment:

Insert after the word "Senate," in line 4, the words, "three members of such board shall be from the political party having the highest, and three from the party having the next highest number of votes on joint ballot of the General Assembly."

Which was rejected.

Mr. Wilson moved to amend the amendment by inserting the following in lieu thereof, viz:

"That said members shall be selected, as near as possible, from competent persons of diverse political parties, looking alone to personal fitness for the office, and not to party affiliations."

The motion was lost and Mr. Briscoe's amendment was rejected.

First section was adopted.

Mr. Menzies offered the following amendment:

I move to amend section 2 by striking out all after the word "State," in line 12, to the word "they," in line 16.

Mr. Henry offered the following as a substitute offered by the Senator from Posey:

Strike out all the words after the word "to," after the word "board," in line 12, before the word "report," in line 14, and by striking out the word "such" at the end of line 14.

Which was adopted.

Mr. Bundy offered the following amendment:

Amend section 2 by striking out of line 16, the word "January," and inserting "November," and by striking out of line 18, the word "December," and inserting "October."

Which was agreed to.

Mr. Spann moved to strike out the words commencing at the word "they," in line 10, and ending with the word "State," in line 12.

Which was agreed to.

Section 2 adopted.

Mr. Foster offered the following amendment:

Amend section 3, line 3; insert the following: "Five members shall constitute a quorum for the transaction of business."

Which was rejected.

Mr. Menzies offered the following:

Moved to amend section 3 by striking out, in line 2, the words "and as often as they may deem necessary," and the words "and times," in the same line.

Mr. Woollen offered the following amendment:

MR. PRESIDENT:

I move to amend section 3 by striking out all in line 2 and the words, "deem expedient," in line 3, and inserting in lieu thereof the following: "and at such other times and places as may be deemed necessary during the prevalence of epidemics."

Mr. Menzies accepted the amendment.

Which was adopted.

Mr. Henry offered the following:

I move to substitute the following: "On the first Tuesday of

January, April, July and October of each year," instead of the words "at least once each quarter," in line 1.

Amendment rejected.

Section 3 adopted as amended.

Mr. Wilson offered the following amendment to section 4:

Amend by adding to line 5, after the word "therefor," the following: "The Board shall deliver to such Secretary a written statement of the cause of removal, and also state the cause of such removal to the next session of the General Assembly."

Which was agreed to.

Mr. Chapman offered the following amendment to section 6, by adding thereto the following words:

"Upon an itemized account, verified under oath, by the member in whose favor the claim is made."

Mr. Graham moved to amend section 6 as follows:

Strike out the words "per diem," in line 5 at the end of said section, and insert the following: *Provided*, That said members shall furnish vouchers for such expenses, and take and subscribe an oath before an officer authorized by law to administer the same, that such claim for expenses is just, true and owing, and has been paid by them for actual expenses; *provided*, that the secretary of such board shall receive nothing for his expenses.

Which was rejected.

The amendment was adopted.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, JANUARY 26, 1881.

Senate met at 2 o'clock, Lieutenant Governor in the Chair.

Mr. Smith asked and obtained leave of absence for the Senate part of the Joint Committee on Public Buildings for the remainder of the day.

Mr. Bundy offered the following amendment to section 6:

Amend section 6, by striking out of line 5 the words "per diem."

Which was agreed to.

Section 6 and 7 adopted as read.

Mr. Macartney offered the following amendment to section 8:

By striking out after the word "act" in line 10 the words, "and shall be allowed such compensation from the town, city or county treasury as the board electing them may determine." Also by adding to said section the following: "For which services said officers shall be allowed such compensation from the town, city or county treasury as the board electing them may determine. And for all other duties required of them by this act, the members of the several township, town, city and county Boards of Health constituted by this act shall receive no compensation."

Mr. Henry offered the following amendment to the amendment:

I move to amend the amendment offered by the Senator from Steuben by inserting the words "medical and surgical" before the word "services," in line 9 of the amendment offered.

Accepted by Mr. Macartney.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution of the Senate to wit:

WHEREAS, There are charges in circulation against the management of the Soldiers' and Seaman's Home, and the Asylum for Feeble-minded Children of Indiana.

WHEREAS, It is alleged and charged by responsible persons, that the original purpose of the act establishing said asylum is being violated and set aside, and the funds appropriated therefor diverted from the purposes intended; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That a committee, consisting of three Senators and four Representatives, be appointed, with power to send for persons and papers, to investigate the management of said institution, and report as soon as practicable to the Assembly.

And the Speaker has appointed Messrs. Huston, Ryan, Sulzer and Mitchell on said committee on the part of the House.

Also, that the House has passed the following resolution of the Senate, to wit:

WHEREAS, By the act of the General Assembly of Indiana, approved March 31, 1879, the Governor was authorized to appoint a State Inspector of Oils, and making it the duty of said Inspector to make a report on the second Monday in January of each year of the inspection made by himself and deputies for the preceding year; and,

WHEREAS, It appears that said Inspector was appointed, and has never made any report as required by said act; therefore, be it

Resolved by the Senate, the House concurring, That a special committee, consisting of one Senator and two Representatives be appointed to investigate and inquire into said delinquency, with power to send for persons and papers, and report thereon to the Assembly.

And the Speaker has appointed on said committee on the part of the House, Messrs. Smelser and Carr of Whitley.

Also, that the House has passed the following bills of the Senate, to wit:

Senate Joint Resolution No 9: A joint resolution in relation to contagious pluero-pneumonia of cattle in the United States.

Engrossed Senate Bill No. 116: A bill in relation to the formation of water works companies by purchasers of the property of pre-existing water works companies at judicial sales.

And the same are herewith returned to the Senate.

Also, that the House has passed the following engrossed bill of the House, to wit:

Engrossed House Bill No. 23: A bill to enable manufacturing and mining companies of other States to purchase, hold and convey or mortgage real estate within this State.

And the same is herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has passed the following resolution to wit:

Resolved by the House of Representatives, the Senate concurring, That the invitation of the Trustees and Faculty of the Purdue

University and of the citizens of Lafayette be and the same is hereby accepted, and that the two Houses of this General Assembly will adjourn at 11 o'clock A. M. for the purpose of making the proposed visit.

And the Senate is respectfully requested to concur in said resolution.

Mr. Briscoe offered the following substitute:

I move the following as a substitute for the pending amendment: Strike out section 8 from the bill.

Which was rejected.

Mr. Macartney's amendment was rejected.

Mr. Voyles offered the following amendment to section 8:

MR. PRESIDENT:

I move to amend section 8 by inserting in lieu thereof the following:

SEC. 8. The Trustees of each incorporated town, the Mayor and Common Council of each incorporated city, except where a Board of Health has already been, or may hereafter be created by proper ordinance, and the Board of Commissioners of each county shall respectively constitute a Board of Health for their respective towns, cities or counties. They shall each during the month of January in each year hereafter, complete their respective organizations by selecting a Secretary, who shall in all cases be a practising physician in good standing and a resident of their respective jurisdictions. The Secretary so selected, and also the Secretary of any constituted Board of Health of any town or city, shall be health officer of his town, city or county for the purpose of this act. And each of such Secretaries shall be allowed such yearly compensation, as may be determined on by the authorities selecting him for such position.

Which was rejected.

Mr. Comstock asked and obtained leave of absence for balance of day for Committee on Revision.

Mr. Chapman offered the following amendment:

Amend section 8 by inserting after the word "counties" in line

6, the word "respectively," and by inserting after the word "county" in line 10, the word "respectively;" and by inserting after the word treasury, the word "respectively."

Which was agreed to.

Mr. Sayre offered the following amendment:

I move to amend section 8 as follows: After the word "State," in line 6, insert "who shall perform the duties required of them by this act without compensation."

Which was agreed to.

Section 8 was adopted as amended.

On motion by Mr. Chapman, House concurrent resolution in relation to General Assembly visiting Purdue University, was then taken up and adopted.

Mr. Grubbs asked and obtained leave of absence till noon to-morrow for Mr. Sayre.

Section 9 was adopted.

Mr. Smith offered the following amendment to section 10:

I move to strike out all after the word "when," in line 7, up to, and inclusive of the word "known," in line 10, and the word "householder," in line 11.

Mr. Brown offered the following amendment to the amendment:

That section 10 be amended by inserting after "householder," the words "wilfully or purposely after notice by the Secretary of the local board under whose jurisdiction such householder may live."

Which was accepted by Mr. Smith and agreed to.

Section 10 adopted as amended.

The Lieutenant Governor laid before the Senate a claim of W. H. Pressel.

Which was referred to the Committee on Claims.

Sections 11, 12 and 13 were adopted.

Mr. Bundy offered the following amendment:

Amend section 14 by striking out all after the word "thereof," in line 4.

Which was agreed to.

Mr. Chapman offered the following amendment:

Strike out the words, "suitable rooms for the meetings of the State Board of Health," and insert, after the word "office," the words, "for the meeting of the State Board."

Which was agreed to.

Section 14 was adopted as amended.

Mr. Wood offered the following amendment to section 15:

Strike out the word "ten," in the first line of section 15, and insert "five," and insert "three thousand dollars for necessary expenses," after the word "other," in line 2 of section 15.

Mr. VanVorhis offered the following substitute for the motion made by Mr. Wood:

That section 15 be amended by striking out the words, "ten thousand dollars," and inserting in place thereof the words, "five thousand dollars per annum," and by adding to said section the words, "and the expenses of the State Board of Health shall in no event exceed the amount herein appropriated."

Agreed to.

Section 15 adopted as amended.

Section 16 agreed to.

Bill ordered engrossed.

Senate Bill No. 23, entitled:

A bill to protect the elective franchise, and providing penalties for violation of the provisions therein contained.

Read a third time.

Question, Shall the bill pass?

The vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Chapman offered the following report:

MR. PRESIDENT:

The Committee on State Prisons have authorized me to report Senate Bill No. 4 and Senate Bill No. 15, and recommend that 200 copies of each be printed, and the bills be recommitted to said committee.

Report concurred in.

Senate Bill No. 44, entitled:

A bill to amend section 10 of an act entitled "An act touching contempts of court, prescribing penalties that may be inflicted therefor, and the methods of proceeding therein," approved March 31, 1879.

Read a third time.

The question being, Shall the bill pass?

The vote being taken resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

Mr. Marvin voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 36, entitled:

A bill to amend section 76 of an act entitled "An act providing for the settlement of decedents' estates," etc.

Read a third time.

Question, Shall the bill pass?

The vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hos-

tetter, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, White, Wilson, Wood, Woollen and Yancey. Ayes, 35.

So the bill passed.

Title adopted as read.

Mr. Poindexter moved to suspend the constitutional rule and take up Senate Bill No. 32 and read it a second time by title and consider it as engrossed and put upon it passage.

The roll being called the vote resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 35.

Two-thirds voting in the affirmative, the motion was agreed to.

Senate Bill No. 32, entitled:

An act to amend section 2 of an act entitled, "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'an act concerning the organization of voluntary associations and repealing former laws in reference thereto,' approved February 12, 1855, and repealing last act repealed by said act, and authorizing gifts or devises by will to be made to any corporation or purpose contemplated by this act," approved February 20, 1867.

Read a third time.

Question, Shall bill pass?

Vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Bundy, Chapman, Coffey, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith,

Spann, Urmstan, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 37.

So the bill passed.

Title adopted as read.

Mr. Owen offered the following report on behalf of the Committee on Education:

MR. PRESIDENT:

Your Committee on Education, to whom was referred Senate Bill No. 48, would report that, after consideration, they recommend that it be laid on the table.

Mr. VanVorhis, from the Committee on Benevolent and Reformatory Institutions, submitted the following report on concurrent resolution:

MR. PRESIDENT:

The majority of the Committee on Benevolent and Reformatory Institutions, to whom was referred concurrent resolution passed by the House of Representatives ordering an investigation of all facts relating to the management of the Hospital for the Insane, recommend its passage.

Mr. Spann moved to dispense with the regular order of business that the resolution may be now considered.

Those voting in the affirmative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, White, Woollen and Yancey. Ayes, 19.

Those voting in the negative were:

Messrs. Benz, Coffee, Compton, Davidson, Foster, Hart, Hefron, Kramer, Leeper, Majors, Marvin, Rahm, Shaffer, Urmstan, Voyles, Wilson, Woods. Nays, 17.

So the motion was rejected, the constitutional number not voting in the affirmative.

Mr. Bundy made the following report for the Committee on Canals, Internal Improvements and Swamp Lands:

MR. PRESIDENT:

The Committee on Canals, Internal Improvements and Swamp Lands, to whom was referred Senate Bill No. 24, to authorize the appointment of a Commissioner of Fisheries, etc., would respectfully report that they have examined the same and recommend its passage, and that 200 copies of the same be printed for the use of the Senators.

Which was concurred in.

Mr. Chapman presented claim of E. S. Neal and others for loss sustained by Board of Hospital for Insane failing to carry out contract, etc.

Referred to Committee on Claims without reading.

Mr. VanVorhis presented petition of Leo Clemens, for allowance of claim of $50 for services as receiver in claim 4683, Marion Civil Court, entitled, State of Indiana ex rel. Auditor of State v. William McCasken et al.

Referred to Committee on Claims without reading.

Mr. Urmstan offered the following resolution:

WHEREAS, The Grand Lodge Knights of Pythias of the State of Indiana is now in session in this city, and

WHEREAS, Said order includes amongst its members many men of eminence in the public and private walks of life, and in acts of charity and benevolence extend to almost every county of this State, and

WHEREAS, This Senate is desirous to show its appreciation of the said Order, its objects and its members, therefore be it

Resolved, That the members of said Grand Lodge be invited to the privileges of the floor of the Senate.

Concurred in.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

JANUARY 27, 1881.

Lieutenant-Governor Hanna in the Chair.

Rev. Thos. H. Lynch opened the session with prayer.

Pending the reading of the Journal, upon motion of Mr. Leeper, further reading was dispensed with.

The following communication was received from the Governor:

Gentlemen of the Senate:

"I have had the honor to receive a letter dated the 25th inst. from a committee composed of Moses Fowler, W. DeWitt Wallace, Albert Henderson, John R. Coffroth, W. S. Lingle and S. Vater, appointed by and representing the citizens of Lafayette, requesting me to state that the hopitalities of that city will be extended to members of the Senate and House of Representatives and their wives during the contemplated visit of the members of the General Assembly to Purdue University. It gives me pleasure in this manner to comply with the request of said committee.

A. G. PORTER.

Senate Bill No. 76, entitled:

A bill to permit all patents issued by the United States and by the State of Indiana conveying real estate in said State, etc.

Read third time.

Question being, Shall bill pass?

Roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 44.

Mr. Henry voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Langdon offered the following resolution:

Resolved, That the Joint Committee on the Revision of the Law be and are hereby authorized to print 300 copies of the amendments and new matter contained in the civil and criminal codes, and recommended by the committee for the use of the General Assembly.

Which was adopted.

Mr. Graham stated that Mr. Foster would be absent during the day and that he had paired on all political questions with him for the day.

Senate Bill No. 28, entitled:

An act to prohibit pool selling and providing penalties therefor.

Read third time.

Question being, Shall bill pass?

Ayes and nays were called, resulting as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 44.

No one voting in the negative,

So the bill passed.

Title adopted as read.

Senate bill No. 27, entitled:

"An act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases," approved June 9, 1852.

Read third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Wood, Woollen and Yancey. Ayes, 37.

Those voting in the negative:

Messrs. Briscoe, Garrigus, Howard, Hutchinson, Keiser, Marvin and Menzies. Nays, 7.

So the bill passed.

Title was adopted as read.

House Bill No. 23, entitled:

A bill to enable manufacturing and mining companies of other States to purchase, hold and convey or mortgage real estate within this State.

Read a first time and referred to Committee on Corporations.

Mr. Kahlo offered petitions and papers from citizens of the State in relation to legislative apportionments.

Which were referred to the Committee on Apportionment without reading.

Messrs. Davidson, Comstock, Davis and Yancey presented petitions from their counties for a constitutional amendment giving the ballot to women.

Messrs. Shaffer, Urmstan, Coffey, Howard and Davis presented petitions from citizens of their respective counties, in relation to temperance.

Which were referred to the Committee on Temperance without reading.

Mr. Kahlo presented petitions from citizens of the State, asking for the passage of an act to establish and maintain public libraries in connection with the common schools of all cities of the State of 10,000 or more inhabitants, etc.

Which was referred to the Committee on Education without reading.

Mr. Graham, from the Committee on Judiciary, reported upon Senate Bill No. 129, and recommended that it lie upon the table, for the reason that the courts hold the law to be at present the same as sought to be enacted by this bill.

Mr. Graham, from the Committee on Judiciary, reported upon Senate Bill No. 143, entitled: An act to amend sections 197, 204, 229, 230 and 281, of an act entitled "An act to provide for the uniform assessment of property," etc., and recommended that it be referred to the Committee on Finance.

Mr. Grubbs, from Committee on Judiciary, reported on Senate Bill No. 81, entitled: An act defining the manner in which certain lands and other property within the limits of a city or incorporated towns, etc., report the same back, and recommend it be referred to Committee on Corporations.

Mr. Grubbs, from Committee on Judiciary, reported upon Senate Bill No. 144, entitled: An act to amend sections 1 and 2 of an act supplemental and amendatory of an act to provide for a uniform assessment of property, etc., recommend that it be referred to the Committee on Finance.

Mr. Brown, on behalf of the Judiciary Committee, made the following report on Senate Bill No. 108:

MR. PRESIDENT:

The Committee on Judiciary, to whom was referred Senate Bill No. 108, entitled an act to amend section 3 of "An act touching the laying out and vacating towns, streets, alleys, public squares and grounds or any part thereof, the making out and recording plats of such towns, and providing for change of the names of such towns," approved May 20, 1852, and legalize the acknowledgment of plats of city and town plats and of additions thereto, and the records of the same, have considered the same, and report it back to the Senate with a recommendation that it do pass.

Mr. Brown, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on the Judiciary, to whom was referred Senate Bill No. 114, entitled an act permitting the amendments of bonds

when defective or void for want of substance, or allowing the substitution of a perfect bond, have considered the same, and recommend that the bill be amended by adding to the 2d section thereof the following words:

"*Provided*, That nothing herein contained shall in any manner repeal, amend, change or modify section 790 of an act entitled 'An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleadings and practice without distinction between law and equity,' but that said section 790 be and remain in full force as though this act had not been passed."

And when the bill is so amended that it do pass.

Mr. Spann, from the Committee on Corporations, made the following report on Senate Bill No. 151:

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 151, entitled an act to amend section 7 of an act entitled "An act for the incorporation and continuance of building, loan-funds and savings associations," have had the same under consideration, and have directed me to report the bill back to the Senate with the recommendation that it do pass.

Mr. Spann, from the Committee on Corporations, made the following report:

MR. PRESIDENT:

The Committee on Corporations to whom was referred Senate Bill No. 165, entitled, an act to legalize the incorporation of the Kokomo, Greentown and Jerome Gravel Road Association, etc., have had the same under consideration, and have directed me to report the bill back to the Senate with the recommendation that it do pass.

Mr. Henry, from the joint committee of the two Houses, on the Revision of the Laws, made the following report:

MR. PRESIDENT:

The Joint Committee of the two Houses on the Revision of the Laws have had same under consideration, the bill herewith sub-

mitted entitled, an act to amend an act entitled "an act regulating the adoption of heirs," approved March 2, 1855. This bill was proposed by the Board of Revision, and the committee has instructed me to report the same to the Senate with the recommendation that it do pass.

Mr. White, from the Committee on County and Townships, reports upon Senate Bill No. 130, entitled an act to provide, care for and support pauper children more effectually, etc., recommend it do pass.

Mr. Graham, on the part of the Committee on Corporations, made the following reports:

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 57, entitled an act to authorize incorporated towns to contract with water works companies, etc., have had the same under consideration, and have directed me to report the bill back to the Senate with the recommendation that it do pass.

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 141, entitled an act to amend the 16th section of an act entitled "An act providing for the incorporation of companies for the purpose of constructing bridges for railway or common roadway purposes," etc., have had the same under consideration and have directed me to report the bill back to the Senate with the recommendation that it do pass.

Mr. Hart, from the Committee on County and Township Business, reported upon Senate Bill No. 72, entitled: An act in relation to the three per cent fund remaining unexpended, with the recommendation that it do pass.

Mr. Bundy, from the Committee on Canals, Internal Improvements and Swamp Lands, reported upon Senate Bill No. 49, entitled: An act to promote the general health, etc., with the recommendation that it be indefinitely postponed.

Mr. Bundy, from Committee on Canals, Internal Improvements and Swamp Lands, reports upon Senate Bill No. 132, and recommend it lie upon the table.

Mr. Yancey, on behalf of the Committee on Corporations, made the following reports:

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 162, entitled an act to amend section 3 of an act entitled "An act concerning the organizations and perpetuity of voluntary associations," and repealing an act entitled "An act concerning the organization of voluntary associations," etc., have had the same under consideration, and have directed me to report the bill back to the Senate with the following amendment, to wit:

Amend by striking out of said bill all of the emergency clause, with the recommendation that when so amended the bill do pass.

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 88, entitled an act to amend section 3 of an act entitled, "An act to authorize cities and towns to negotiate and sell bonds," etc., have had the same under consideration, and have directed me to report the bill back to the Senate with the recommendation that it do pass.

Mr. Compton, on behalf of the Committee on Organization of Courts, made the following report on Senate Bill No. 41:

MR. PRESIDENT:

The Committee on Organization of Courts, to whom was referred Senate Bill No. 41, introduced by Senator Coffey and entitled, an act to amend section 48 of an act entitled "An act to divide the State into circuits for judicial purposes," etc., have had the same under consideration, and have directed me to report the bill back to the Senate with the recommendation that the same be amended as follows:

Strike out all of said bill after the enacting clause and in lieu thereof insert the following words:

That section 48 of the above entitled act be, and the same is, hereby amended to read as follows:

SEC. 48. The terms of said Court in the ninth circuit shall be held in the county of Bartholomew on the first Monday in February, the fourth Monday in April, the first Monday in September, and the third Monday of November of each year. And in the

county of Brown on the first Monday in January, the first Monday in April, the third Monday in June, and the fourth Monday in October of each year. The courts in the county of Bartholomew shall continue seven weeks and in the county of Brown three weeks at each term, if the business thereof requires it.

SEC. 2. It is hereby declared that an emergency exists for the immediate taking effect of this act, and it shall be in force from and after its passage, but shall not in any manner change or interfere with the February term of the court in Bartholomew county for the year 1881.

And when so amended your committee recommend that it do pass.

Mr. Woods, from the Committee on Corporations, reported upon Senate Bill No. 50, entitled an act to legalize the incorporation of the town of New Castle, in Henry county, Indiana, etc., reported the bill back to the Senate with the recommendation that it do pass.

Mr. Coffey, from the Committee on Federal Relations, reported upon Senate Joint Resolution No. 5, entitled a joint resolution instructing Senators, etc., with the recommendation that it do pass.

Mr. Voyles, from the Committee on Towns and Township Business, reported upon Senate Bill No. 37, entitled a bill to amend sections 49 and 53 of an act entitled "An act to provide for a uniform assessment of property," etc., with the recommendation that the same do pass with the following amendment: Strike out the words " or other corporation," in line 27, on page 7.

Mr. Shaffer, from the Committee on Federal Relations, reported on Senate Bill No. 47, entitled an act concerning the licensing of the engineers of stationary engines, with the recommendation that it do pass with the following amendment: That in line 30, on page 4, the word "five" be stricken out, and the word "three" be inserted in place thereof, and by striking out section 13, which declares an emergency.

Mr. Lockridge, on the part of the Committee on Rights and Privileges, made the following reports:

MR. PRESIDENT:

Your Committee on Federal Relations, Rights and Privileges of the Inhabitants of the State, to whom was referred Senate Bill

No. 70, entitled an act enabling Dr. C. D. Doig, residing at Evansville, etc., have considered the same, and recommend that it be indefinitely postponed, being in conflict with section 22 of article 4 of the State Constitution, and that the proper relief can be secured by application to the Circuit Court, under the statutes of Indiana.

MR. PRESIDENT:

Your Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 4, have considered the same, and a majority of said committee recommend that it do pass.

Mr. Garrigus, from Committee on Corporations, reported upon Senate Bill No. 16, entitled, an act to amend section 79 of an act to repeal all general laws, etc., report the same back with recommendations that same do pass.

Mr. Garrigus, from Committee on Corporations, reported upon Senate Bill No. 11, entitled, an act conferring upon Boards of Trustees of incorporated towns, additional duties and powers, recommend the same lie upon the table.

Mr. Garrigus, from the Committee on Canals, Internal Improvements and Swamp Lands, to whom was referred the petition of George A. Morton and ninety-three other landowners, etc., recommend that the bill lie on the table.

Mr. Owen from the Committee on Education, presented the following report on Senate Bill No 52:

MR. PRESIDENT:

Your committee report back Senate Bill No 52, with the recommendation that it be amended by striking out all after the enacting clause, and inserting the following, viz:

SEC. 34. Said County Superintendent shall examine all applicants for license to teachers of the common schools of his county, except as hereinafter provided, by a series of written or printed questions, requiring answers in writing; and in addition to the said questions and answers in writing, questions may be asked and answered orally; and if, from the ratio of correct answers and other evidences disclosed by the examination, the applicant is found to possess a knowledge which is sufficient in the estimation of the County Superintendent to enable said applicant successfully to teach in the common schools of the State, orthography, reading, writing,

arithmetic, geography, English grammar, physiology and the history of the United States, and to govern such school, said County Superintendent shall license said applicant for the term of six months, twelve months, twenty-four months or thirty-six months, according to the ratio of correct answers and other evidences of qualification given upon said examination, the standard of which shall be fixed by the County Superintendent. And in the examination of persons for positions to teach in graded schools in cities and in towns under his supervision, the County Superintendent may take into consideration the special fitness of such applicants to perform the services required of them, and shall make in the license issued to such applicants a statement of the kind of work for which they are especially qualified. And all applicants, before being licensed, shall produce to the County Superintendent the proper Trustee's certificate or other satisfactory evidence of good moral character.

Provided, That a six months' license shall be regarded as a trial license, and that no person who hereafter receives a six months' license in any county shall be again thereafter licensed in said county unless he obtains a grade which shall entitle him to receive at least a twelve months' license: *And provided*, That any person now possessing a twenty-four months' license whose next consecutive license shall be for the term of thirty-six months, and any who shall hereafter receive two licenses in succession, each for thirty-six months, may receive, at the expiration of such second license, a license for the term of eight years, upon such an examination, held by the County Superintendent, as may be prescribed by the State Board of Education, and such license shall be issued only upon the approval of the State Board of Education, shall be styled a professional license, and shall entitle the holder to teach in any of the schools of the State which are under the supervision of a County Superintendent: *Provided, also*, That each applicant shall, previous to the opening of the examination, pay to the County Superintendent a fee of fifty cents, to be paid into the county treasury as an institute fund, the same to be paid out for the purpose of supporting county institutes, by warrants on the treasury drawn against such fund by the County Auditor, upon accounts certified to by the County Superintendent.

Provided further, That the Board of School Trustees of any city which is now, or may hereafter be exempt from the supervision of the County Superintendent, may appoint a competent person to examine applicants for positions in their respective schools, especially as to their fitness to teach in the grades for which they apply; that they may issue license to teach in said grade for the term of six, twelve, twenty-four or thirty-six months, which license shall qualify the holders to teach only in the schools of the respective towns and cities, availing themselves of this provision, within which towns or cities, said licenses shall have the same force and effect as if they had been issued by the County Superintendent; that said applicants shall pay to the Treasurer of the proper School Board a fee of fifty cents, to be entered by him to the credit of the special school revenue in his hands; that said School Trustee shall pay said examiner or examiners for his or their services out of the special school revenue; that such examinations shall be held after two week's notice by publication in a county paper, at such times and places as the Board of School Trustees may deem expedient, and that the School Boards of such towns and cities shall make to the County Superintendent, on or before the 20th day of May, annually, such a report on the examination of teachers as is now required to be made by the County Superintendent to the State Superintendent, and the County Superintendent shall incorporate said report in his report to the State Superintendent of Public Instruction.

The committee recommend that when the bill is so amended it do pass.

Mr. Owen, from the Committee on Education, made the following report on Senate Bill No. 38:

MR. PRESIDENT:

Your Committee on Education, to whom was referred Senate Bill No. 38, entitled an act to establish a State public school for dependent children, have had the same under consideration and would recommend that it be laid on the table.

Mr. Hefron, from the Committee on Corporations, reported on Senate Bill No. 67, entitled an act in relation to terms of Trustees of incorporated towns, etc., with the recommendation that it do pass when amended as follows: Amend section 2 by adding to the same the following: *Provided*, That the Board of Commissioners or

Township Trustees shall have no power or authority to levy a road tax on any property within the corporate limits of such towns.

Amend section 3 by changing the number thereof from 3 to 4.

Amend by adding the following section after section 2:

SEC. 3. All laws and parts of laws in conflict with this act are hereby repealed.

Mr. Leeper, on behalf of the Committee on Education, made the following report on Senate Bill No. 13:

MR. PRESIDENT:

Your Committee on Education, to whom was referred Senate Bill No. 13, would respectfully report that they have considered the same, and recommend that the bill be amended by striking out all after the enacting clause and inserting the following, and that when so amended it do pass: That section 8 of the above entitled act be, and is hereby amended so as to read as follows:

SEC. 8. All acts on the subject of interest, including such as relate to interest on public funds, interest on purchase money of canal, college, school or saline lands, are hereby repealed, and hereafter the interest on public funds, purchase money of canal, college, school or saline lands, and upon the permanent school fund, shall be at the rate of $6 a year on $100; but nothing herein contained shall be construed as affecting existing contracts, except after verdict, as herein provided, nor a right to defend in a suit upon such contracts for excessive interest as is now provided by law.

Mr. Ristine, from the Committee on Benevolent and Reformatory Institutions, presented the following report:

MR. PRESIDENT:

The Committee on Benevolent and Reformatory Institutions, to whom was referred Senate Bill No. 144, recommend that it lie on the table.

Mr. Macartney, from the Committee on Banks, to whom was referred Senate Bill No. 149, entitled an act to amend section 28 of an act entitled "An act to provide for the organization of savings banks," etc., have had the same under consideration and report the bill back, with the recommendation that the bill, with the amendments, do pass.

Messrs. Shaffer and Compton, from the Committee on Federal Relations, to whom was referred Senate Bill No. 26, entitled an act in relation to the issuing of marriage licenses and matters properly connected therewith, have considered the same, and a minority of your committee dissent from the report of the majority and offer the following report and recommend that it do pass.

Mr. Davidson, from the Committee on Federal Relations, to whom was referred Senate Bill No. 26, report that a majority of said committee recommend that it be indefinitely postponed.

On motion of Mr. Hart, 100 copies of Senate Bill No. 37 were ordered printed.

Mr. Comstock introduced the following concurrent resolution:

Resolved by the Senate, the House of Representatives concurring, That the Senate and House of Representatives will, on Wednesday the 2d day of February, 1881, meet in joint convention of the two Houses in the hall of the House of Representatives at 2:30 P. M., and proceed to the election of the following officers, to wit:

One Director of the Prison South and three Directors of the Prison North.

Mr. Langdon moved to refer to the Committee on Prisons.

Which was agreed to.

Mr. Smith offered the following concurrent resolution:

WHEREAS, The muster rolls of eleven Indiana regiments of the war of 1861, are now kept in the Adjutant General's office on sheet paper, in a torn and disordered condition, and are liable to be totally destroyed; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Adjutant General is hereby authorized to purchase the necessary book or books in which to make a registration of said rolls, and shall have said record made as soon as practicable.

On motion of Mr. Brown, the resolution was referred to the Committee on Military Affairs.

On motion of Mr. Spann, the order of business was suspended and Senate Bill No. 50 was read a second time, with committee report.

Which was concurred in.

Mr. Bundy moved the suspension of the constitutional rule, bill be considered engrossed, and read third time.

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Woods and Yancey. Ayes, 39.

Those voting in the negative were:

Messrs. Benz and Urmstan. Nays, 2.

So the motion was agreed to, Senate Bill No. 50 considered engrossed and read third time.

Question being, Shall the bill pass?

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Benz, Howard, Marvin and Urmstan. Nays, 4.

So the title was adopted as read.

Mr. Chapman asked and obtained leave of absence for the Committee on Prisons, and Mr. Graham to visit Female Prison.

Mr. VanVorhis asked and obtained leave of absence for the Committee on Benevolent Institutions.

On motion of Mr. Grubbs, it was ordered that when the Senate adjourns it stands adjourned until 10 o'clock A. M. to-morrow.

On motion of Mr. Coffey, the order of business was suspended, and Senate Bill No. 50 taken up, read a second time, with committee report, which was concurred in and bill ordered engrossed.

On motion of Mr. Garrigus, Senate Bill No. 165 was read a second time, with committee report, which was concurred in and bill ordered engrossed.

On motion of Mr. Henry, Senate Bill No. 151 was read a second time, with committee report, which was concurred in and bill ordered engrossed.

On motion of Mr. Hart, Senate Bill No. 37 was made the special order for to-morrow at 10 o'clock A. M.

On motion of Mr. Spann, Senate Bill No. 131 was read a second time with committee report.

Concurred in and bill ordered engrossed.

On motion of Mr. Kahlo, Senate Bill No. 108 was read a second time with committee report.

Concurred in and bill ordered engrossed.

Mr. Menzies moved that the vote by which Senate Bill No. 131 was ordered engrossed be reconsidered.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Coffey, Compton, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Henry, Howard, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Smith, Viehe, White, Woods and Woollen. Ayes, 27.

Those voting in the negative were:

Messrs. Garrigus, Rahm, Spann and Wilson. Nays, 4.

No quorum voting.

On motion, the Senate adjourned until 10 A. M. Friday.

THOMAS HANNA,

President of the Senate.

FRIDAY MORNING.

JANUARY 28, 1881.

Senator Viehe in the Chair.

Prayer by Rev. A. H. Carrier, of the Presbyterian Church.

Pending the reading of the Journal, Mr. Menzies moved further reading be dispensed with.

Mr. Menzies moved that the Committee on Executive Appointments made by Governor Gray be discharged, and on that motion demanded the previous question.

The ayes and nays were demanded by Messrs. Menzies and Brown, and the roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, and Yancey. Nays, 22.

So the demand for the previous question was seconded.

Mr. Wilson asked and obtained leave of absence for Mr. Kramer, from noon to-day until Tuesday evening.

Mr. Kahlo asked and received leave of absence for Mr. Macartney until Tuesday evening.

Mr. Menzies moved that the appointments made in Governor Gray's message on January 7th be now considered.

Previous question being demanded resulted as follows:

Mr. Spann asked and obtained leave of absence for Mr. Rahm until Tuesday evening.

The question being on the previous question.

The ayes and nays, being demanded by Messrs. Menzies and Hefron, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 22.

So the demand for previous question was seconded.

The question being on the motion.

The ayes and nays being demanded by Messrs. Menzies and Bell, and being taken resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 23.

So the motion was agreed to.

Mr. Menzies moved the appointment of James Gilbert as Trustee of the State Normal School, as recommended in the message, etc.

The ayes and nays being demanded by Messrs. Spann and Graham, and being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Comstock, Compton, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Keiser, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Smith, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 36.

Those voting in the negative were:

Messrs. Bundy, Garrigus, Graham, Hostetter, Kahlo, Macartney, Owen, Sayre, Shaffer, Spann and Yancey. Nays, 11.

So the appointment was confirmed.

Mr. Menzies moved the confirmation of James J. Harvey as Trustee for the Asylum for Feeble Minded Children, as recommended in the Governor's message.

The ayes and nays being demanded resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson and Yancey. Nays, 22.

So the appointment was confirmed.

Mr. Menzies moved the appointment of Eliza J. Dodd to the office of manager of the Indiana Reformatory for Women and Children, etc.

Ayes and nays being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm,

Smith, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 28.

Those voting in the negative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Ristine, Sayre, Shaffer, Spann, VanVorhis, White and Yancey. Nays, 18.

So the appointment was confirmed.

Mr. Bell moved the confirmation of Daniel Maurer as Trustee for the Institute for the Education of the Blind, as recommended in the message.

Ayes and nays being demanded resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Keiser, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Shaffer, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 28.

Those voting in the negative were:

Messrs. Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, VanVorhis, White and Yancey. Nays, 19.

So the appointment was confirmed.

Mr. Brown moved the confirmation of James A. Cravens as one of the Trustees for the Institute for the Deaf and Dumb, as recommended in message, etc.

The ayes and nays being demanded resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Smith, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 32.

Those voting in the negative were:

Messrs. Bundy, Garrigus, Graham, Henry, Hostetter, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis, White and Yancey. Nays, 15.

So the motion was adopted.

Mr. Foster moved the confirmation of Wm. V. Wile as Trustee of the Institute of the Education of the Blind, as recommended by his Excellency, Governor Gray.

The ayes and nays being demanded, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Urmstan, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 31.

Those voting in the negative were:

Messrs. Bundy, Comstock, Garrigus, Graham, Henry, Hostetter, Lockridge, Macartney, Owen, Sayre, Shaffer, Smith, Spann, VanVorhis, White and Yancey. Nays, 15.

So the motion was adopted.

Mr. Briscoe moved the appointment of Milton James as Trustee for the Institution of the Deaf and Dumb, as recommended in Gov. Gray's message.

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 23.

So the motion was adopted.

Mr. Bell moved the appointment of Robert H. Tarlton as a Trustee for the Hospital for the Insane, as recommended in Governor Gray's message, etc.

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Viehe, Voyles, Woods, and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 22.

So the motion was adopted.

Mr. Foster moved the vote confirming the appointments be reconsidered and laid upon the table.

A division being called for, the Lieutenant Governor ruled that it was not divisible.

Mr. Bell submitted the following appeal: After the confirmation of the several appointments were sent to the Senate on January 7, 1881, which was done by a separate ballot on each appointment, the Senator from Allen moved that the vote by which these several appointments have been confirmed be reconsidered and that that motion be laid upon the table, which was seconded. The Chair having ruled that the motion of the Senator from Allen was not divisible, such decision is hereby appealed from.

Mr. Wilson moved to lay the appeal on the table.

The ayes and nays being demanded, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bundy, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Wilson, Yancey and Mr. President. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Bricoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Voyles, Woods and Woollen. Nays, 21.

So the appeal was laid on the table.

Mr. Menzies moved the vote by which James Gilbert was confirmed as a Trustee of the State Normal School be reconsidered, and that the motion lie on the table.

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Urmstan, Voyles, Woods and Woollen. Ayes, 23.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Wilson and Yancey. Nays, 20.

So the motion to lie upon the table was agreed to.

Mr. Bell moved that the vote by which Mr. J. T. Harvey was confirmed as Trustee for the Asylum for Feeble-minded Children be reconsidered, and that the motion lie on the table.

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Urmstan, Voyles, Woods and Woollen. Ayes, 22.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Lockridge, Poindexter, Ristine, Sayre, Smith, Spann, VanVorhis, Wilson and Yancey. Nays, 18.

So the motion to lie upon the table was agreed to.

Mr. Bell moved the vote by which the appointment of Mrs. Eliza Dodds to the management of the Reformatory Institute for Women and Girls, be reconsidered and laid upon the table.

Which was agreed to.

Mr. Bell moved the vote by which Milton James was confirmed as Trustee for the Institution for Education of Deaf and Dumb be reconsidered, and that it lie on the table.

Which was agreed to.

Mr. Bell moved that the vote by which Jas. A. Cravens was confirmed as one of the Trustees for the Asylum for Deaf and Dumb be reconsidered and lie upon the table.

Which was agreed to.

Mr. Foster moved the vote by which Wm. V. Wile was appointed Trustee for the Asylum of the Blind be reconsidered and lie on the table.

Agreed to.

Mr. Bell moved that the vote by which Milton James was confirmed as Trustee for the Institution for the Education of Deaf and Dumb be reconsidered and laid upon the table.

The ayes and nays being demanded by Messrs. Smith and Garrigus, resulted as follows:

Those voting in the affirma:ive were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Dauis, Foster, Hart, Hefron, Howard, Leeper, Majors, Marvin, Menzies, Urmstan, Voyles, Woods and Woollen. Ayes, 20.

Those voting in the negative were:

Messrs. Bundy Chapman, Comstock, Garrigus, Graham, Grubbs, Henry Hostetter, Kahlo, Keiser, Lockridge, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis and Yancey. Nays, 19.

So the motion to lie upon the table was agreed to.

Mr. Bell moved that the vote by which Robert H. Tarlton was confirmed as Trustee for the Hospital for the Insane be reconsidered, and moved to lie on the table.

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Leeper, Majors, Marvin, Menzies, Poindexter, Urmstan, Voyles, Woods, Woollen. Ayes, 21.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs,

Henry, Hostetter, Kahlo, Keiser, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Yancey. Nays, 19.

So the motion to lay on the table was agreed to.

Senate Bill No. 158 entitled:

An act to authorize the Board of Revision to employ a clerk.

Mr. Henry moved that the constitutional rules be suspended, the bill read a second time by title, considered engrossed, read a third time and put upon its passage.

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keiser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Voyles, White, Wilson, Woods and Woollen. Ayes, 37.

Those voting in the negative were:

Messrs. Smith, VanVorhis and Yancey. Nays, 3.

So the motion was agreed to.

Senate Bill No. 158 read second time by title only, considered engrossed and read third time.

The question being, Shall the bill pass?

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Langdon, Leeper, Lockridge, Marvin, Poindexter, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, White, Woods, Woollen and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Voyles and Wilson. Nays, 2.

So the bill passed.

Title adopted as read.

Mr. Hart moved special order, Senate Bill No. 137, be postponed until Wednesday morning at 10 o'clock.

Mr. Bundy presented a petition on temperance.

Which was referred without reading.

Mr. Henry asked and obtained leave of absence for Mr. Hart until Tuesday morning, and has paired with him on all political questions.

Mr. Bundy presented a petition giving women a right to the ballot.

Which was referred to committee without reading.

Mr. Comstock, from Committee on Judiciary, reported on Senate Bill No. 137, entitled: An act to amend section 531 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases," etc., recommending it lie upon the table.

Mr. Foster presented petition, which was referred, without reading, to Committee on Education.

Mr. Graham, from Committee on Judiciary, reported on Senate Bill No. 133, entitled: An act to amend sections 1, 10 and 16 of an act entitled "An act to provide for the election and qualification of justices of the peace," etc., and recommend that it lie upon the table.

Mr. Grubbs, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 43, entitled, an act to amend section 12 of "An act regulating descents and the apportionment of estates," have had the same under consideration, and recommend that it be indefinitely postponed.

Mr. Grubbs, from the Judiciary Committee, presented the following report:

MR. PRESIDENT:

Your Committee on Judiciary, to whom was referred Senate Bill No. 150, entitled, an act supplemental to an act requiring surviving partners to file inventories, etc., have had the same under consideration, and recommend that it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on the Judiciary, to which was referred Senate Bill No. 163, entitled, an act to amend section 2 of an act entitled "An act defining certain misdemeanors," etc., have had the same under consideration, and have directed me to report the same back with the recommendation that all of said bill after the enacting clause be stricken out, and that the following be substituted in lieu thereof: That section 2 of the above entitled act be and the same is hereby repealed, and when so amended that it do pass.

Mr. Chapman, from the Committee on Judiciary, made the following reports on Senate Bills Nos. 96, 126, 142 and 148:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Sen ate Bill No. 96, entitled an act to provide for the sale of property upon execution, and declaring void certain contracts therein named, have had the same under consideration, and recommend that it be indefinitely postponed.

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 126, entitled an act to amend section 1 of an act entitled "An act providing for the redemption of real property or any interest therein sold on execution," etc., have had the same under consideration, and a majority of your committee recommend that it be indefinitely postponed.

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 142, entitled an act to amend section 3 of an act entitled "An act regulating the adoption of heirs," have had the same under consideration, and recommend that it be amended as follows: Strike out on page 1 all that part after the figures "1855," in line 9 to line 22, and when so amended your committee recommend that it do pass.

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 148, entitled, an act concerning judgments and the collection thereof, have had the same under consideration, and recommend that it be indefinitely postponed.

Mr. Brown, from the Committee on the Judiciary, presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 83, entitled, an act in relation to notes payable in a bank in this State, and repealing all laws in conflict therewith, have had the same under consideration, and direct me to report it back with the recommendation that it be indefinitely postponed.

Mr. Brown, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 87 entitled, an act to amend section 782 of an act entitled, "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases," etc., have had the same under consideration, and recommend that it lie upon the table.

The Committee on Federal Relations made the following majority report on Senate Bill No. 65:

MR. PRESIDENT:

Your Committee on Federal Relations, to whom was referred Senate Bill No. 65, have had the same under consideration. A majority of the committee recommend that the bill be indefinitely postponed.

Messrs. Shaffer and Compton, from the Committee on Federal Relations, made the following minority report on Senate Bill No. 65:

MR. PRESIDENT:

Your Committee on Federal Relations, to whom was referred Senate Bill No. 65, have had the same under consideration. A minority of the committee dissent from the report of the majority, and recommend that the bill do pass.

Mr. White, from the Committee on County and Township Business, to whom was referred Senate Bill No. 101, entitled an act to amend section 315 of the Civil Code, recommend that it be indefinitely postponed.

Mr. White, from the Committee on County and Township Business, to whom was referred Senate Bill No. 175, entitled an act for the relief of the estate of Martin S. Preuett, etc., recommend it do pass.

Mr. Smith offered the following:

MR. PRESIDENT:

The Committee on Enrolled Bills have examined act of the Senate No. 6, and found it correct.

Mr. Henry, from Committee on Revision, made the following report:

MR. PRESIDENT:

The Joint Committee of the two Houses on the Revision of the Laws has had under consideration the bill herewith submitted, entitled an act to amend an act entitled "An act regulating the adoption of heirs," approved March 2, 1855. This bill was prepared by the Board of Revision, and the committee has instructed me to report it back to the Senate, with the recommendation that it do pass.

Mr. Langdon, by request, introduced Senate Bill No. 177, entitled:

An act in relation to the endowment fund of Purdue University, etc.

Read a first time and referred to the Committee on Finance.

Mr. Langdon introduced Senate Bill No. 178, entitled:

An act in relation to the priority of mortgages and liens in cases where the State of Indiana is a judgment creditor.

Read a first time and referred to the Committee on Judiciary.

Mr. Langdon introduced Senate Bill No. 179, entitled:

An act to legalize certain contracts and orders heretofore made by Boards of County Commissioners in the State of Indiana, in

reference to the hunting up of property omitted from taxation, and to authorize such contracts and orders to be made hereafter in the discretion of such Boards of County Commissioners, prescribing the duties of County Treasurers in relation to such omitted property, repealing all laws and parts of laws in conflict with this act, and declaring an emergency.

Read a first time and referred to the Committee on Rights and Privileges.

Mr. Viehe presented Senate Bill No. 180, entitled:

An act to amend section 1 of the Sunday law.

Read a first time and referred to the Committee on the Judiciary.

Mr. Viehe introduced Senate Bill No. 181, entitled:

An act to amend the 1st section of an act entitled "An act to amend the 13th section of an act providing for the election and qualifications of Justices of the Peace and defining their jurisdiction, powers and duties in civil cases."

Read a first time and referred to the Committee on Roads.

Mr. Foster presented Senate Bill No. 182, entitled:

A bill for an act concerning mortgages, limiting the remedy of the mortgage to the property mortgaged, etc.

Read a first time and referred to the Committee on Railroads.

Mr. White, from the Committee on County and Township Business, to whom was referred the memorial of the Board of Commissioners of Floyd county to the General Assembly, recommend that it lie on the table.

Mr. Grubbs asked and obtained leave of absence for Mr. Macartney until Tuesday noon, and that he had paired with Mr. Marvin.

On motion, the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

FRIDAY, JANUARY 28, 1881.

Lieutenant Governor Hanna in the Chair.

Mr. Leeper, on behalf of the Committee on Education, made the following report on Senate Bill No. 104:

MR. PRESIDENT:

Your Committee on Education, to whom was referred Senate Bill No. 104, have had the same under consideration, and direct me to report that the same do pass, with the following amendment: Add to section 2 the words, "*Provided*, That the school trustees of cities and incorporated towns and the Township Trustees shall transfer for school purposes, as the law in such cases now provides, persons who may apply therefor between the first day of April of the year when the enumeration of school children is not taken."

Mr. Lockridge introduced Senate Bill No. 183, entitled:

An act to provide for the issuing of ordnance stores and camp and garrison equipage to colleges having a military department under charge of an officer of the United States army, provided for by an act of Congress of July 28, 1866, and amendatory thereto.

Read first time and referred to Committee on Military Affairs.

Mr. White introduced Senate Bill No. 184, entitled:

An act to repeal "An act limiting the eligibility to the office of Township Trustee," approved March 12, 1877.

Read a first time and referred to the Committee on Judiciary.

Mr. Wilson introduced Senate Bill No. 185, entitled:

An act to amend section 4 of an act entitled "An act to provide for the election and defining the duties of prosecuting and district attorneys," etc.

Read first time and referred to the Committee on Judiciary.

Mr. Yancey introduced Senate Bill No. 186, entitled:

A bill to extend the elective franchise in elections for the choice

of electors for President and Vice President of the United States to certain classes of women therein designated.

Referred to special Committee on Woman's Suffrage.

Mr. Bell introduced Senate Bill No. 187, entitled:

A bill for an act making the Township Trustee of each civil township superintendent of road and highways in his township, and fixing a commutation road tax in lieu of road labor, and repealing all laws in conflict therewith.

Read a first time and referred to the Committee on Roads.

Mr. Bundy introduced Senate Bill No. 188, entitled:

An act supplementary to an act entitled "An act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto," approved March 5, 1859.

Read a first time and referred to the Committee on Roads.

Mr. Chapman introduced Senate Bill No. 189, entitled:

An act defining powers of attorney, providing for the recording of the same, fixing the fee for recording and prescribing penalties for the violation thereof, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Coffey, introduced Senate Bill No. 190, entitled:

An act authorizing incorporated towns to require of persons engaged in the retail liquor trafic within corporate limits, a license to do so, providing for the enforcement thereof, and declaring an emergency.

Read a first time and referred to the Committee on Temperance.

Mr. Compton introduced Senate Bill No. 191, entitled:

An act to give security to persons who contract with railroad companies and sub-contractors, etc.

Read first time and referred to Committee on Railroads.

Mr. Comstock introduced Senate Bill No. 192, entitled:

An act to legalize the proceedings of the Board of School Trustees of the town of Milton, Wayne county, Indiana, in bor-

rowing money for the support of the public schools of said town, and authorizing the Schoql and Town Board of said town to provide for the payment of the same by taxation.

Read a first time and referred to the Committee on Judiciary.

Mr. Davis introduced Senate Bill No. 193, entitled:

An act to amend the 1st section of an act, entitled, "An act to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties, and repeal all laws in conflict thereto," approved May 14, 1869.

Read a first time and referred to Committee on County and Township Business.

Mr. Garrigus introduced Senate Bill No. 194, entitled:

An act to amend section 30 of an act entitled "An act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto," approved March 5, 1859, and declaring an emergency.

Read a first time and referred to the Committee on Roads.

Mr. Hutchinson introduced Senate Bill No. 195, entitled:

An act to amend section 634, general practice act, concerning foreclosure of mortgages, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Keiser introduced Senate Bill No. 196, entitled:

An act to abolish the Superior Court of Cass county and transferring the business to the Cass Circuit Court, fixing the time for holding court in the 29th Judicial Circuit, providing for establishing the 43rd Judicial Circuit and fixing the time for holding courts therein, and providing for the appointment of a Judge and Prosecuting Attorney for the said circuit and declaring an emergency.

Read a first time and referred to the Committee on the Organization of Courts.

Mr. Voyles introduced Senate Bill No. 19,7 entitled:

An act to appropriate $51 to John Hahn, of Floyd county, for services, etc.

Read a first time and referred to the Committee on Claims.

Mr. Comstock introduced Senate Bill No. 198, entitled:

An act to make legal and valid the articles of association and incorporation of plank, macadamized and gravel roads sold and conveyed under a foreclosure of mortgage, but not organized within three months, but conveyed by the purchaser to an incorporated company formed to purchase and continue such roads, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Ristine introduced Senate Bill No. 199, entitled:

A bill to amend the 7th section of an act approved December 21, 1872, entitled, "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon."

Read a first time and referred to the Committee on Judiciary.

Mr. Bell introduced Senate Bill No. 200, entitled:

A bill for an act to legalize executions, levies and Sheriff's sales in certain cases, and declaring an emergency.

Read a first time and referred to the Committee on Revision of Laws.

Mr. Smith, Chairman of Committee on Enrolled Bills, offered the following:

MR. PRESIDENT:

The Committee on Enrolled Bills have examined Senate Joint Resolution No. 9, and Senate act No. 116, and have authorized me to report the same as correct copies of engrossed resolution and act.

On motion by Mr. Graham, Senate proceeded to special order, being the consideration of report of special committee on death of Governor J. D. Williams.

Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY AFTERNOON.

JANUARY 31, 1881.

Senate met at 2 o'clock, Lieutenant Governor in the Chair.

Prayer by Rev. J. W. Duncan.

Pending reading of Friday's Journal, on motion of Mr. Keiser, the further reading of the Journal was dispensed with.

Mr. Comstock, from a special committee, made the following report:

MR. PRESIDENT:

The committee to whom was referred Senate Resolution No. 23, respectfully report that they have had under consideration the subject matter of said resolution, and find that the employment of an additional Doorkeeper, to take charge of the door at the ladies' gallery, and of a competent person to take charge of the heating apparatus and regulate the heating and ventilating of the Senate chamber, would add greatly to the comfort and order of the Senate; that the services of said Doorkeeper and Janitor can be procured for $4 per day each, and that said Janitor could also sweep the floor of the Senate chamber, and the employment of an additional sweeper is not necessary. Said committee recommend the adoption of said resolution.

D. W. COMSTOCK,
J. J. SPANN,
S. B. VOYLES,

Resolved, That the Doorkeeper of the Senate is hereby empowered and authorized to appoint an additional assistant doorkeeper, to take charge of the door at the ladies' gallery, and a janitor to take charge of the heating and ventilating of the Senate chamber, at a cost not to exceed $4 per day each.

Mr. Landon moved report and resolution lie upon the table.

Ayes and nays, being demanded by Messrs. Langdon and Graham, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Chapman, Compton, Garrigus, Graham, Grubbs, Henry, Keiser, Langdon, Marvin, Shaffer, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 16.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Bundy, Coffey, Comstock, Foster, Hefron, Hostetter, Leeper, Lockridge, Ristine, Sayre, Spann, Viehe, Voyles and Woods and Woollen. Nays, 18.

So the motion was rejected.

The question being on concurring in the report,

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Compton, Comstock, Hefron, Leeper, Shaffer, Spann, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 14.

Those who voted in the negative were:

Messrs. Briscoe, Bundy, Chapman, Compton, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keiser, Langdon, Lockridge, Marvin, Ristine, Sayre, VanVorhis, White, Wilson and Yancey. Nays, 20.

So the resolution was rejected.

Mr. Hefron offered the following resolution:

Resolved, That the Committee on Education be and they are hereby instructed to make inquiry as to the propriety and practicability of consolidating all the educational institutions of the State under one management and at the same place, viz: the State University, Purdue University, and the State Normal School, and report to this Senate as soon as possible, by bill or otherwise.

Which was adopted.

Mr. Briscoe offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That the sympathies of the people of Indiana are with the masses of the people of Ireland in their present legal struggle to reform the system of land laws existing in that country.

Which was adopted.

Mr. Urmstan introduced Senate Bill No. 201, entitled:

An act to amend section 78 of the criminal code.

Read a first time and referred to the Committee on the Revision of the Laws.

Mr. VanVorhis introduced Senate Bill No. 202, entitled:

A bill for an act to provide for the appointment and confirmation of Trustees of the Institute for the Education of the Blind, the Institute for the Education of the Deaf and Dumb, the Hospital for the Insane, the Asylum for Feeble-Minded Children and the Soldiers' Orphan Home, and for a more efficient management and government thereof.

Read a first time.

The Lieutenant Governor notified the Senate of his signature to Joint Resolution No. 9 and Senate Bills 116 and 106.

Mr. Voyles introduced Senate Bill No. 203, entitled:

An act to amend sections 24 and 26 of an act entitled, "An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named, providing for certain employes in certain public offices, and fixing their compensation, defining duties and liabilities of officers and persons therein named, providing for the disposition of certain moneys, making certain appropriations, declaring certain violations of the provisions of this act to be a penal offense, and prescribing the punishment, and repealing all conflicting laws," approved March 31, 1879.

Read a first time and referred to the Committee on Fees and Salaries.

Mr. Yancey introduced Senate Bill No. 204, entitled:

An act regulating the tolls charged on plank, macadamized or gravel roads, etc.

Read first time and referred to Committee on Roads.

Mr. Bell introduced Senate Bill No. 205, entitled:

A bill for an act to amend section 1 of an act entitled "An act to incorporate the German Theological Seminary of the German Evangelical Synod of Missouri, Ohio and other States," approved January 21, 1850, and legalizing certain act of Directors done thereunder.

Read a first time and referred to the Committee on Judiciary.

Mr. Coffey introduced Senate Bill No. 206, entitled:

An act to amend section 22 of an act entitled "An act regulating the granting of divorces," etc.

Read first time and referred to Judiciary Committee.

Mr. Bell asked and obtained leave of absence for Mr. Smith for to-day and to-morrow.

Mr. Grubbs asked and obtained leave of absence for Messrs. Menzies and Kahlo until Wednesday noon.

Mr. Comstock obtained leave of absence for Committee on the Revision of the Laws.

Mr. Compton introduced Senate Bill No. 207, entitled:

An act to assess damages on street railways outside of a city.

Read a first time and referred to the Committee on Railroads.

Mr. Hefron introduced Senate Bill No. 208, entitled:

An act to amend section 4 of an act entitled "An act to provide a treasury system for the State of Indiana, for the manner of receiving, holding and disbursing the public moneys of the State and for the safe keeping of public moneys," approved 1859, and declaring an emergency.

Read a first time and referred to the Committee on Elections.

Mr. Hostetter introduced Senate Bill No. 209, entitled:

A bill to legalize acts of Notaries Public whose commissions had expired or had been ineligible.

Read a first time and referred to the Committee on Judiciary.

Mr. Brown moved that when the Senate adjourns, it adjourn to meet at 10 o'clock Wednesday.

Agreed to.

Mr. Graham introduced Senate Bill No. 210, entitled:

An act to amend section 44 of an act entitled, "An act to revise, simplify and abridge the rules, practice and pleading and forms in criminal actions in the courts of this State."

Read a first time and referred to the Committee on Judiciary.

The consideration of Mr. Menzies' motion to reconsider the vote on Senate Bill No. 31, by which the same was ordered engrossed, was postponed till Wednesday.

Senate Bill No. 47, entitled, An act concerning the licensing of the engineers of stationary engines.

Read a second time, with committee report thereon, and concurred in.

Bill ordered engrossed.

Senate Bill No. 162, concerning the organization and perpetuity of voluntary associations.

Read a second time, with committee report thereon, and concurred in.

Bill ordered engrossed.

Senate Bill No. 54: Authorizing Boards of County Commissioners to construct gravel, macadamized and paved roads, etc.

Read a second time, with committee report thereon, and concurred in.

Senate Bill 176, entitled: An act to amend an act entitled "An act for the regulating of heirs," approved March 2, 1855.

Read second time and ordered engrossed.

Senate Bill No. 57, entitled: An act authorizing incorporated towns to contract with water-works companies for water, fire-plugs or hydrants for the extinguishment of fires and for fire purposes, and to levy and collect a special tax to pay for the same, with committee report thereon, recommending its passage.

Which was concurred in and bill ordered engrossed.

Senate Bill No. 58, entitled: An act to amend section 75 of an act to provide for a general system of common schools, etc., with committee report thereon, read a second time.

Which was concurred in and bill ordered engrossed.

Senate Bill No. 130, entitled: An act to provide, care for and support of pauper children more effectually, etc., read a second time with committee report thereon recommending its passage.

Which was concurred in and bill ordered engrossed.

On motion of Mr. Yancey, Senate Bill No. 88 was taken up and referred to the Committee on Corporations.

Which reported as follows:

MR. PRESIDENT:

Your Committee on Corporations, to whom was referred Senate Bill No. 88, entitled, an act to amend section 3 of an act entitled, "An act to authorize cities and towns to negotiate and sell bonds," etc., report the bill back to the Senate, with recommendation that it do pass.

Senate Joint Resolution No. 5:

Concerning the instruction of our Senators and requesting our Representatives in Congress to support what is known as the Keifer bill, now pending in Congress, etc.,

Read a second time, with committee report thereon recommending its passage, was concurred in and ordered engrossed.

Senate Bill No. 26, entitled:

An act in relation to the issuing of marriage licenses and matters properly connected therewith.

Read a second time, with majority and minority committee reports.

Mr. VanVorhis moved to recommit the bill to Committee on Public Health.

Which was agreed to.

Senate Bill No. 149, entitled an act to amend section 28 of an act entitled "An act to provide for the organization of savings banks and the safe and proper management of their affairs," approved May 12, 1869.

Read a second time, with the committee report thereon, recommending its passage, and concurred in.

Ordered engrossed.

Mr. Langdon moved to suspend order of business.

Which was agreed to.

Resolved, That the Committee on Prisons be, and is hereby directed, to return, *instanter*, the resolutions on the subject of prison

reform and the consolidation of its management thereof, and referred to said committee January 24, 1881.

And moved its adoption.

The ayes and nays being demanded by Messrs. Langdon and Yancey, and being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Chapman, Coffey, Foster, Graham, Hefron, Howard, Keiser, Langdon, Leeper, Lockridge, Marvin, Poindexter, Ristine, Urmstan, VanVorhis, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 21.

Those voting in the negative were:

Messrs. Briscoe, Bundy, Compton, Garrigus, Grubbs, Hostetter, Sayre, Shaffer, Spann and White. Nays, 10.

No quorum voting.

The Lieutenant Governor ordered a call of the Senate.

Which, being taken, discovered 31 Senators answering to their names.

Mr. Bell moved that further proceedings under the call be dispensed with.

Which was agreed to.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

WEDNESDAY MORNING.

FEBRUARY 2, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. G. M. Elgin.

Pending the reading of Monday's Journal, on motion of Mr. Bell, the further reading was dispensed with.

Senate Bill No. 165, entitled:

A bill to legalize the incorporation of the Kokomo, Greentown and Jerome Gravel Road Association of Howard county, Indiana, and to legalize all the acts thereof, and all contracts made by and with said association, and all official acts of the several Boards of Directors thereof, under "An act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852, and declaring an emergency.

Read a third time.

The question being, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 45.

So the bill passed.

Title adopted as read.

The following messages were received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives

to inform the Senate that he has signed the following enrolled acts of the Senate, to wit:

Enrolled Act of the Senate No. 116, an act in relation to the formation of water works companies by purchasers of the property of pre-existing water works companies at judicial sales.

Enrolled Act of the Senate No. 6, an act concerning the allowance of claims against decedents' estates.

Enrolled Senate Joint Resolution No. 9.

And the same are hereby returned to the Senate for the signature of the President thereof.

Senate Bill No. 41, entitled a bill to amend section 48 of an act entitled "An act to divide the State into circuits for judicial purposes, fixing the time for holding courts therein," etc.,

Read third time.

The question being, Shall the bill pass?

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 45.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 108, entitled a bill to amend section 3 of an act entitled "An act touching the laying out and vacating towns, streets and alleys and public squares and grounds, or any part thereof," etc.

Read a third time.

The question being, Shall the bill pass?

The ayes and nays being demanded, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 47.

So the bill passed.

Title adopted as read.

Engrossed Senate Bill No. 17, entitled:

A bill concerning parties to actions.

Read third time.

The question being, Shall the bill pass?

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 43.

Those who voted in the negative were:

Messrs. Bundy and Wilson. Nays, 2.

So the bill passed.

Title adopted as read.

Senate Bill No. 93, entitled:

A bill establishing a State Board of Health, defining its purposes, powers and duties, providing a system of registration and reports of vital and sanitary statistics in connection therewith, etc.

Read a third time.

The question being, Shall the bill pass?

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Chapman, Compton, Graham, Henry, Keiser,

Langdon, Leeper, Lockridge, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, VanVorhis, Woollen and Yancey. Ayes, 19.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Heiron, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Macartney, Majors, Marvin, Traylor, Urmstan, Voyles, White, Wilson, and Woods. Nays, 26.

So the bill was rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed to inform the Senate that the House of Representatives has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That there be a committee appointed to investigate and report what legislation is necessary in regard to the inspection and sale of mineral oils, said committee to consist of three members of the House and two of the Senate.

And the Speaker has appointed on said committee, on the part of the House, Messrs. Taylor of Lagrange, Robison of Decatur and Cummings.

Also, the following resolution:

WHEREAS, It has recently been charged in the public press of the State, that the present management of the Indiana House of Refuge, at Plainfield, is far below what the law contemplates in the treatment, education and reformation of the boys confined in said institution; that needless and extravagant expenses have been incurred, and that a very large number of deaths have occurred through neglect of the sanitary condition of said institution; and,

WHEREAS, T. J. Charlton, Superintendent of said institution, has publicly demanded an investigation of the management and condition of said institution by the present General Assembly; therefore,

Resolved by the House of Representatives, the Senate concurring, That a special committee of five be appointed, consisting of three members from the House, and two members from the Senate, with power to send for persons and papers, and to inquire into and in-

vestigate the management, condition and affairs of said investigation, and report thereon to this General Assembly.

And the Speaker has appointed on said committee, on the part of the House, Messrs. Wright, O'Brien and Cummings.

Also, the following resolution:

WHEREAS, It is desirable that the rates and charges made by the railroad companies in different parts of the country on freight and travel shall be uniform and not exorbitant; and,

WHEREAS, We believe that the Congress of the United States has the constitutional right and power to regulate commerce between the several States of this Union, and to regulate and control, by suitable legislation, all charges for transportation of freight and passengers by railroad companies and other common carriers within the several States and Territories, and that such constitutional right and power should be exercised for the good of the people in order that cheap and rapid transit may be secured; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That our Senators and Representatives in Congress be, and they are hereby respectfully requested, to use their influence, by vote or otherwise, to procure the enactment of such laws regulating the rates of transportation of freights and travel by railroads and other common carriers, and all inter-State commerce, in such a manner as shall be equally just and equitable to said companies, and to the people affected thereby.

And the same are hereby respectfully submitted to the Senate for its action thereon.

Mr. Hart moved that the special order on Senate Bill No. 37 be postponed until to-morrow morning at 10:30 o'clock.

Which was agreed to.

Engrossed Senate Bill No. 151, entitled:

An act to amend section 7 of an act entitled "An act for the incorporation and continuance of building, loan fund and savings associations," etc.,

Read third time.

The question being, Shall the bill pass?

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chap-

man, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 47.

Mr. Sayre voting in the negative.

So the bill passed.

The title was adopted as read.

Senate Joint Resolution No. 5:

A joint resolution instructing our Senators, and requesting our Representatives in Congress, to support what is known as the Kiefer bill, now pending in Congress, etc.

Read a third time.

Mr. Comstock moved to make it the special order for to-morrow morning at 10 o'clock.

Which was rejected.

On motion of Mr. Coffey it was laid upon the table.

Engrossed Senate Bill No. 149, entitled:

A bill to amend section 28 of an act entitled, "An act to provide for the organization of savings banks, and the safe and proper management of their affairs," approved May 12, 1869.

Read a third time.

The question being, Shall the bill pass?

The ayes and nays being ordered, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Ayes, 39.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Engrossed Senate Bill No. 58, entitled:

A bill to amend section No. 74 of an act entitled, "An act to provide for a general system of common schools, the officers and their duties and powers, and matters properly connected therewith," etc.

Read a third time.

Mr. Langdon moved to recommit the bill to the committee.

Mr. Bell moved to amend by ordering the bill correctly engrossed.

Which was accepted by Mr. Langdon and agreed to.

Mr. Woods introduced Joint Resolution No. 13, as follows:

WHEREAS, The Kankakee river, in the State of Indiana, may be made a navigable stream through the counties of Lake, Newton, Porter, Jasper, Laporte, Starke and St. Joseph, a distance of 80 miles from the town of Momence, in the State of Illinois; and,

WHEREAS, The channel of said river can be straightened and deepened for an expenditure of $100,000; therefore,

Resolved by the Senate, the House of Representatives concurring, That the Senators and Representatives of the State of Indiana, now in the Congress of the United States, are hereby requested to vote for an appropriation by the general Government of $100,000, to be applied in deepening, widening and straightening, wherever necessary, the Kankakee river, in the State of Indiana, and to use their best efforts to procure the passage of the same.

Which was agreed to.

Engrossed Senate Bill No. 162, entitled:

A bill to amend section 3 of an act entitled, "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled, 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,'" etc.

Read a third time.

The question being, Shall the bill pass?

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Coffey, Compton, David-

son, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Woods and Yancey. Ayes, 37.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, FEBRUARY 2, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Grubbs submitted report without reading.

Mr. Foster moved to postpone, and make special order House Bill No. 16 and Senate Bill No. 3 for Friday at 2 P. M.

Mr. Grubbs, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The undersigned members of the Judiciary Committee, to whom was referred House Bill No. 16, and Senate Bill No. 60, acts providing for the submission, to the electors of the State for ratification, of the constitutional amendments, have had the same under consideration, and recommend that the preamble and introductory part of House Bill No. 16 be amended to read as follows:

WHEREAS, Each of said amendments was agreed to by a majority of all the members elected to each of the two Houses of the said General Assembly in which they were proposed as aforesaid, and entered with the ayes and nays thereon on their journals, and referred to the General Assembly to be chosen at their next following general election; and,

WHEREAS, In the General Assembly next afterwards chosen,

to wit: In the General Assembly chosen at the general election held in October, 1878, and which held its session in the year 1879, each of said proposed amendments was agreed to by a majority of all the members elected to each House; and,

WHEREAS, Said General Assembly last named, by an act entitled, "An act providing for the submission to the electors of the State of Indiana, for ratification, the constitutional amendments proposed to, and adopted by, the General Assemblies of said State at the sessions of 1877 and 1879, prescribing certain duties of officers of elections and others, providing penalties for violations thereof, and other provisions relating to the subject matter," which was approved March 10, 1879, provided, as was supposed, for the submission of each and every one of all said amendments so proposed to the electors of the State; and,

WHEREAS, It was afterwards decided by the Supreme Court that said act was insufficient in its provisions to make a valid submission of said proposed amendments to the electors of the State, and that said attempted submission was void; therefore,

WHEREAS, In the General Assembly of the State of Indiana, elected at the general election held in October, 1876, and which held its sessions in the year 1877, there were proposed by the Senate of said General Assembly seven separate amendments of the Constitution of this State, which amendments were in the words and figures following, and designated in the resolutions by which they were proposed by the members following, respectively:

Amendment No. 1.—Amend section 2 of article 2 so as to read as follows:

SEC. 2. In all elections not otherwise provided for by this Constitution, every male citizen of the United States, of the age of twenty-one years and upward, who shall have resided in the State during the six months, and in the township sixty days, and in the ward or precinct thirty days immediately preceding such election, and every male of foreign birth, of the age of twenty-one years and upward, who shall have resided in the United States one year, and shall have resided in this State during the six months, and in the township sixty days, and in the ward or precinct thirty days immediately preceding such election, and shall have declared his intention to become a citizen of the United States, conformably to the laws of the United States on the subject of naturalization, shall

be entitled to vote in the township or precinct where he may reside, if he shall have been duly registered according to law.

Amendment No. 2.—By striking out the words, "no negro or mulatto shall have the right of suffrage," contained in section 5 of the second article of the Constitution.

Amendment No. 3.—Amend section 14 of the second article to read:

SEC. 14. All general elections shall be held on the first Tuesday after the first Monday in November; but township elections may be held at such times as may be provided by law: *Provided*, That the General Assembly may provide by law for the election of all judges of courts of general and appellate jurisdiction by an election to be held for such officers only, at which time no other officers shall be voted for; and shall also provide for the registration of all persons entitled to vote.

Amendment No. 4.—Strike out the word "white" from sections 4 and 5 of article 4.

Amendment No. 5.—Amend the 14th clause of section 22, article 4, to read as follows:

In relation to fees and salaries, except that the laws may be so made as to grade the compensation of officers in proportion to the population and the necessary services rendered.

Amendment No. 6.—Amend section 1 of the 7th article to read:

SECTION 1. The judicial power of the State shall be vested in a Supreme Circuit Courts, and such other courts as the General Assembly may establish.

Amendment No. 9.—Strike out all the sections of the 13th article, and in lieu thereof insert the following:

SECTION 1. No political or municipal corporation in this State shall ever become indebted, in any manner or for any purpose, to an amount in the aggregate exceeding 10 per centum on the value of the taxable property within such corporation, to be ascertained by the last assessment for State and county taxes previous to the incurring of such indebtedness, and all bonds or obligations in excess of such amount given by such corporations shall be void: *Provided*, That in time of war, foreign invasion, or other great public calamity, on petition of a majority of the property owners in number and value within the limits of such corporation, the public au-

thorities, in their discretion, may incur obligations necessary for public protection and defense, to such amount as may be requested in such petition.

And they further recommend that all of said House Bill No. 16, after the enacting clause, be struck out, and the following be substituted instead thereof:

That each of said proposed amendments of the Constitution shall be submitted to the electors of the State, at a special election to be held for that purpose, on the —— day of February, 1881, for their ratification or rejection.

SEC. 2. The Secretary of State shall cause to be prepared ballots, on each of which shall be printed the proposed amendments, numbered severally as in the preamble of this act, and below each proposed amendment shall be printed the word "Yes," in one line, and in another line the word "No." He shall immediately send to the Sheriff of each county a number of said ballots, not less than three times the number of votes cast in said county at the last general election, and the Sheriff shall, immediately after receiving said ballots, deliver to the Trustee of each township in his county a number of said ballots, not less than double the number of votes cast at said election in said township. It shall be the duty of each Trustee to see that a number of said ballots, not less than double the number of votes cast at said election in each precinct in his township, be in the hands of the inspector thereof at the opening of the polls. The inspector shall, on request, deliver to each elector, at the time of the election, one of said ballots. The Secretary of State shall also procure and furnish immediately, as other election papers are furnished, the blanks for the poll lists, tally sheets, and certificates required by this act.

SEC. 3. Any qualified elector may vote at such election for or against any or all of said proposed amendments by depositing one of said ballots in the ballot-box. If he intends to vote for any amendment, he shall leave under the same the word "Yes," and erase the word "No," by drawing a line across it or otherwise. If he intends to vote against any amendment, he shall leave under the same the word "No," and erase the word "Yes," and the votes cast shall be counted accordingly. If under any of said proposed amendments as printed on said ballots the words "Yes" and "No" shall both remain without erasure, or both be erased, then such ballots shall not be counted as a vote either for or against that amend-

ment under which said words so remain. But no elector shall vote more than once at such election.

SEC. 4. The laws of this State governing general elections, as to the organization, powers and duties of election boards, and the return and canvassing of votes, shall be observed by the several boards of elections in making return and canvass of the votes cast at the election herein provided for, so far as they may be applicable, modified, however, as to the contents and return of certificates, to correspond with the requirements of this act.

SEC. 5. The board of election of each precinct shall count the votes cast for and against such proposed amendments separately, and also the whole number of electors who voted at the election, and certify all said numbers, specifying separately the number, of votes cast for each proposed amendment, and the number cast against each, and the whole number of electors who voted at the election, over the signature or the signatures of a majority of them, to the Clerk of the Circuit Court in their county within two days after the election. The Clerk of each county shall, within four days after said election, ascertain from such certificates the total vote in his county for and against each proposed amendment, separately, and also the whole number of electors who voted at the election, and certify the same to the Secretary of State. The Secretary of State shall, as soon as possible after the election, determine from said certificates of the Clerks of the several counties, the total vote cast in the State for and against each proposed amendment, separately, and also the total number of electors who voted at the election, and certify the same to the Governor, and the Governor shall immediately issue and publish his proclamation, declaring therein the number of votes cast in the State for and against each proposed amendment, separately, and also the whole number of electors who voted at the election, and if it shall appear that the number of votes cast in the State for any one or more of said proposed amendments was greater than the number of votes cast against the same amendment, and equal to a majority of all the electors who voted at the election, then each such amendment shall be deemed and taken to have been ratified by the electors of the State and become part of the Constitution, and shall be so declared by the Governor in his proclamation. But if it shall appear that any proposed amendment has received in its favor a number of votes less than a majority of all the electors who voted at the election, then each such amendment

shall be deemed and taken to have been rejected by the electors of the State, and shall be so declared by the Governor in his proclamation. For the purpose of the ratification or rejection of said proposed amendments, and each of them, the number of electors who shall vote at the election herein provided for, shall be conclusively taken and deemed to be the whole number of electors in the State. The certificate of the Secretary of State herein provided for, and the proclamation of the Governor based thereon, shall be final and conclusive evidence of the number of votes cast for and against each amendment, and of the whole number of electors who voted at the election, and of the ratification of each proposed amendment, as the case may be. In all proceedings had under this act, the proposed amendments may be designated by number, as in the preamble of this act, except on the ballots.

SEC. 6. Nothing in this act contained shall be construed to require the use of the ballot provided for in this act, to the exclusion of other written or printed ballots; and all ballots cast shall be counted and returned in accordance with the intention manifest on the face thereof.

SEC. 7. Any officer whose duty it is under this act to make or sign any return or certificate of the number of votes cast for or against said proposed amendments, or of the number of electors who voted at the election, who shall knowingly make or sign any false return or certificate of any such number, and any officer violating any of the provisions of this act, or failing to discharge any duty by this act imposed on him, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in any sum not exceeding one thousand dollars, to which may be added imprisonment in the county jail for any period not exceeding six months.

SEC. 8. If any elector shall cast, or personally offer or attempt to cast, more than one ballot at such election, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined in any sum not exceeding five hundred dollars, to which may be added imprisonment in the county jail not exceeding six months. If any person shall vote, or offer to vote, on any of said amendments without being a qualified elector in the precinct in which he so votes, or offers to vote, he shall be liable to all the pains and penalties provided by law for the like offense at a general election.

SEC. 9. It shall be the duty of the Governor, immediately upon the passage of this act, to issue a proclamation notifying the electors

of the State of the election herein provided for. It shall be the duty of the Secretary of State to cause said proclamation and this act to be printed together, in such numbers as shall be necessary, for the purposes following, and to transmit to the Sheriff of each county, with the ballots and blanks hereinbefore provided for, a sufficient number of such printed copies to enable such Sheriff to deliver four of the same to each Clerk, four to each Auditor, one to each Township Trustee for himself, and one for each inspector of election in his township other than himself, which it shall be the duty of such Sheriff to do. It shall be the duty of the Secretary of State to send the printed copies of this act and the Governor's proclamation, and the ballots, poll lists, tally sheets, and certificates which he is by this act required to send to the Sheriffs of the several counties, by express, to all counties with the county seat of which there is communication in that manner from Indianapolis, and to the Sheriffs of other counties by special messenger. And it shall be the duty of the Clerks of the several counties to make out in duplicate the certificates herein required from them, and to send one of said duplicates to the Secretary of State by mail, and the other by express, from every county from the county seat of which there is communication in that manner with Indianapolis, and from other counties by special messenger.

SEC. 10. The Secretary of State shall be allowed the actual expenses of printing the Governor's proclamation, and this act, procuring the ballots, poll lists, tally sheets and certificates, and the expense of distributing the same, and the expense of the transmission of the returns from the clerks to him, to be audited by the Auditor of State, and paid out of the State treasury. The Sheriff of each county shall be allowed for his services ten dollars, to be paid out of the county treasury. The special messenger of the Secretary, and the clerks, if any shall be found necessary, shall be allowed two dollars per day for the time necessarily occupied by them, and their actual necessary expenses of travel, to be evidenced by an itemized and verified account filed with the Secretary, and embraced in the expenses to be audited and paid out of the State Treasury, as above provided. The other officers shall be paid the same compensation, and in the same manner for the time employed, as in general elections.

SEC. 11. It shall be the duty of every officer charged with any service under this act to perform the same with the utmost prompt-

ness and fidelity, but the failure of any such officer or officers to perform any such duty in the time or manner herein directed, or the failure of the electors in any precinct or county to hold any election as herein provided, shall not in any manner affect the validity of such election.

SEC. 12. Inasmuch as it is important that the submission of said proposed amendments shall take place before the adjournment of the present session of the General Assembly, it is declared that an emergency exists requiring that this act shall take effect immediately, and that the same shall be in force from and after its passage.

And that when so amended, said House Bill No. 16 do pass.

Mr. Shaffer asked and obtained leave of absence for Mr. Yancey until to morrow at 2 o'clock.

Senate Bill No. 47, read third time, entitled:

A bill concerning the licensing of engineers of stationary engines.

Mr. Bell moved that the bill be recommitted to the Committee on Judiciary, with instructions to so amend the bill as to include within its provisions portable steam engines, and also to further amend the bill.

Which was agreed to.

Mr. Grubbs moved to suspend the constitutional rules, that House Bill No. 16 be read second time by title and ordered engrossed.

Ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Keiser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Wilson and Woods. Ayes, 43.

Mr. Hefron voting in the negative.

House Bill No. 16, read second time by title only, with the report of the Judiciary Committee thereon.

On motion of Mr. Viehe, further consideration was postponed until Friday at 2 o'clock, and made special order with Senate Bill No. 3.

Engrossed Senate Bill No. 176, entitled:

A bill to amend the 1st section of an act entitled "An act to amend an act aegulating the adoption of heirs," approved March 2, 1855; approved February 27, 1875.

Read a third time.

The question being, Shall the bill pass?

The ayes and nays being demanded, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 49.

Mr. Viehe asked and obtained leave of absence for Messrs. Poindexter and Voyles.

Mr. Menzies called up his motion to reconsider the vote by which Senate Bill No. 131 was ordered engrossed.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

House Bill No. 12: A bill authorizing cities and incorporated towns to vacate cemeteries within or adjoining their corporate limits, upon conditions and under regulations therein prescribed, etc.

House Bill No. 34: A bill entitled, an act to provide for the election of a Police Judge in all cities of this State, having a population of 60,000 or more inhabitants, as shown by the census of the United States, for the year A. D. 1880, etc.

And the same are respectfully submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has passed the following Senate bill, to wit:

Engrossed Senate Bill No. 158: A bill to authorize the Board of Revision to appoint a clerk, to which the House has attached the accompanying engrossed amendments, in the passage of which the Senate is respectfully requested to concur.

I am also directed to inform the Senate that the House has passed the following concurrent resolution of the Senate, to wit:

WHEREAS, The Kankakee river, in the State of Indiana, may be made a navigable stream through the counties of Lake, Newton, Porter, Jasper, Laporte, Starke and St. Joseph, a distance of 80 miles from the town of Momence, in the State of Illinois; and,

WHEREAS, The channel of said river can be straightened and deepened for an expenditure of $100,000; therefore,

Resolved by the Senate, the House of Representatives concurring, That the Senators and Representatives of the State of Indiana, now in the Congress of the United States, are hereby requested to vote for an appropriation, by the General Government, of $100,000, to be applied in deepening, widening and straightening, whenever necessary, the Kankakee river, in the State of Indiana, and to use their best efforts to procure the passage of the same.

Ayes and nays being demanded and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, VanVorhis, White, Woollen and Woods. Ayes, 39.

Those voting in the negative were:

Messrs. Garrigus, Graham, Hostetter, Macartney, Shaffer, Spann and Wilson. Nays, 8.

So the motion to reconsider was agreed to.

Mr. Menzies offered the following resolution: To amend the bill by striking out all after the word "whenever," in line 23, section 1, to and including the word "guarantee" in line 35 of same

section, and inserting in lieu thereof the following words: "A majority of the taxpayers of such city shall, by petition to the Common Council, petition that such city shall guarantee such bonds, then the Common Council shall, by ordinance or resolution, make such guarantee."

Mr. Wilson moved to refer the bill and amendments to the Committee on Corporations.

Mr. Henry introduced Senate Bill No. 211, entitled:

An act to provide against the consequences ensuing or likely to ensue from the destruction of records, etc.

Mr. Chapman moved that the constitutional rules be suspended so that the bill may be read first time by title only.

Ayes and nays being demanded resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keiser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Spann, Traylor, Urmstan, VanVorhis, White, Wilson and Woollen. Ayes, 39.

No one voting in the negative.

So the motion was agreed to.

Senate Bill No. 211, entitled:

An act to provide against the consequences ensuing or likely to ensue from the destruction of records, etc.

Read by title only for first reading and referred to the Judiciary Committee.

Mr. Menzies introduced Senate Bill No. 212, entitled:

An act concerning ferries.

Read the first time.

Mr. Menzies introduced Senate Bill No. 213, entitled:

An act for the incorporation of public libraries.

Read a first time.

Joint Resolution No. 2:

Requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Read a second time.

Mr. Chapman moved to amend by inserting after the word "soldier," the words "and seaman,"

Which was adopted.

Mr. Bischowsky presented two petitions on temperance, which were referred, without reading, to the Committee on Temperance.

Mr. Coffey presented a petition.

Read first time and referred to Committee on Judiciary.

Mr. Graham, from the Committee on Judiciary, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Bill No. 82, entitled:

An act to amend section 10 of an act entitled "An act touching guardian and ward," approved June 9, 1852,

Recommend that it do pass.

Mr. Chapman, from the Committee on Judiciary, made the following reports:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 75, entitled, an act to enable the owners of wet lands subject to overflow by any stream or river, to reclaim and protect such lands by a system of levees, with proper dikes, water-gates and breakwaters, and repealing all laws in conflict therewith, have had the same under consideration, and recommend that it be amended as follows:

1. Amend section 7 by striking out the words "Clerk of the Circuit," in line 22 of said section, and insert instead thereof the words "County Treasurer."

2. Amend section 13 by striking out the word "five," in line 9 of said section, and insert instead thereof the word "one," and that the bill, when so amended, do pass.

Mr. Traylor, from the Committee on Judiciary, made the following report:

MR. PRESIDENT:

A minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 83, an act in relation to notes payable in bank, etc., recommend the following amendment: Strike out the whole of section 3. And when so amended, do recommend that it pass.

Mr. Chapman presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 90, entitled an act to encourage immigration to the State of Indiana, etc., and a majority of the committee recommend that the bill be amended as hereinafter set forth, and that it do pass when so amended.

Mr. Chapman presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 90, entitled an act authorizing Auditors of State and County Auditors to satisfy in part or release the mortgaged premises, on payment of the full proportion of the sum secured by such mortgage, recommend that it be indefinitely postponed.

Mr. Bell, from the Committee on Judiciary, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Bill No. 85, entitled, an act prescribing the jurisdiction of police and mayors of cities and towns, and repealing all laws in conflict therewith, recommend that it do pass.

Mr. Ristine presented the following report:

MR. PRESIDENT:

Your Committee on Claims, to whom was referred the following bills, have examined the same, and find them correct for amounts hereinafter named, and recommend that warrants be drawn for the amounts named, as per enclosed bills.

Mr. Henry presented the following report:

MR. PRESIDENT:

Your Joint Committee on the Revision of the Laws have examined the amended bill entitled, an act concerning drainage, and recommend its passage.

Mr. Comstock presented the following report:

MR. PRESIDENT:

The joint committee, to whom was referred the revision of the laws, have had under consideration the bill entitled, a bill concerning the State Prisons, prepared by the Board of Revision, and direct that it be referred to the Senate with the recommendation that it do pass.

Mr. Comstock presented the following report:

MR. PRESIDENT:

The Joint Committee on the Revision of the Laws, have had under consideration a bill entitled, a bill concerning Superior Courts, prepared by the Board of Revision, and direct that it be reported to the Senate with the recommendation that it do pass.

Mr. Comstock presented the following report:

MR. PRESIDENT:

The Joint Committee on the Revision of the Laws, to whom was referred Senate Bill No. 200, recommend that it be referred to the Committee on Judiciary.

Mr. Bundy presented the following report:

MR. PRESIDENT:

The Committee on Executive Appointments, to whom was referred Senate Bill No. 147, would respectfully report that they have examined the same and unanimously recommend that it lie upon the table.

Mr. Wilson asked and obtained leave of absence for Mr. Bundy until Friday noon.

Mr. Menzies asked and obtained leave of absence for Mr. Spann until Friday noon.

Mr. Shaffer, from Committee on Rights and Privileges, reported upon Joint Resolution No. 1.

Mr. Benz presented the following resolution:

Resolved, That the members of the Grand Lodge of Knights of Honor, now in session in this city, be invited to seats on the floor of the Senate, as a mark of appreciation toward said order, its objects and its members.

Which was adopted.

Mr. Wood introduced Senate Bill No. 220, entitled:

An act in relation to highways purchased of the State, and authorizing the conveyance of the same to street railway companies, and declaring an emergency.

Referred to Committee on Roads.

Mr. Shaffer introduced Senate Bill No. 217, entitled:

A bill to amend section 2 of an act to provide for the repair of free turnpike roads in the various counties of Indiana, etc.

Read first time and referred to Committee on Roads.

Mr. White introduced Senate Bill No. 218, entitled:

An act to amend section 33 of an act entitled, "An act to provide for a general system of common schools," etc., etc.

Read first time and referred to Committee on Education.

Mr. Kahlo introduced Senate Bill No. 219, entitled:

An act to protect freight and freight cars, defining a felony and prescribing a penalty.

Read first time and referred to the Committee on Railroads.

Mr. Hefron moved the vote by which Senate Bill No. 93 was defeated be reconsidered.

Which was agreed to.

On motion of Mr. VanVorhis the vote by which the bill was ordered engrossed was reconsidered.

Mr. VanVorhis moved that the bill be recommitted to the Committee on Public Health.

Which was agreed to.

Mr. Woods offered a resolution to send a copy of his concurrent resolution in relation to the improvement of the Kankakee river to each of the Congressmen.

Which was adopted.

Mr. Woollen introduced Senate Bill No. 221, entitled:

A bill for an act entitled an act in relation to female witnesses.

Read first time and referred to Committee on Judiciary.

Mr. Bundy introduced Senate Bill No. 222, entitled:

An act to exempt certain property from taxation.

Read first time and referred to Committee on Agriculture.

Mr. Chapman introduced Senate Bill No. 223, entitled:

An act concerning an act to transcribe and copy the opinions of the Supreme Court.

Read a first time and referred to the Committee on Judiciary.

Mr. Compton introduced Senate Bill No. 224, entitled:

An act to amend section 3 of an act entitled, "An act to regulate street railways outside of city."

Read a first time and referred to the Committee on Roads.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

FEBRUARY 3, 1881.

Senate met at 10 o'clock.

On motion of Mr. Kahlo, Mr. Bell was called to the Chair.

Prayer by the Rev. J. R. Mitchell.

Pending the reading of Wednesday's Journal, on motion of Mr. Comstock the further reading of the Journal was dispensed with.

Leave of absence was asked and obtained for to-day for Mr. Grubbs.

On motion of Mr. Viehe, the House amendments to Senate Bill No. 158 were read:

Mr. Viehe moved that the Senate do not concur.

Which was agreed to.

Mr. Viehe presented a petition from citizens of Knox county, on the subject of temperance.

Which was read and referred to Committee on Temperance.

Mr. Menzies offered the petition of James F. Harney, concerning certain charges against him, and praying for the appointment of a committee to investigate the acts and doings of petitioner, as an officer of the Asylum for Feeble Minded Children, etc.

Mr. Menzies made the following motion:

I move that the petition of James F. Harney be referred to the special committee appointed to investigate the affairs of the Home for Feeble Minded Children, and that said committee be, and is hereby instructed to make a full, true and complete examination into the matters and things complained of in said petition, and that the result of such examination be reported to the houses of the General Assembly.

Mr. Macartney presented a petition from the citizens of DeKalb county on the question of relaying the corner stone of the new State-house.

Which was referred to the Committee on Public Buildings without reading.

Mr. Chapman, from the Judiciary Committee, presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 95, entitled an act concerning primary elections and conventions of the people to nominate candidates, have had the same under consideration, and a majority of your committee recommend that it be indefinitely postponed.

Mr. Comstock, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The undersigned excepts to the majority report from the Judiciary Committee on Senate Bill No. 95, and as a minority report recommend that the bill be amended as follows: By striking out all after the word "State," in line 14, down to, and including the word "profit," in line 20.

And when so amended the bill do pass.

Mr. Graham, from the Committee on Judiciary, made report on Senate Bill No. 192, entitled, an act to legalize the proceedings of the Board of School Trustees of the town of Milton, Wayne county, Indiana, etc., recommending that it do pass.

Mr. Graham, from the Committee on Judiciary, made a majority report on Senate Bill No. 199, entitled, an act to amend the 7th section of an act approved December 21, 1872, entitled, "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," and recommending that the bill be amended as follows: By striking out lines 12, 13, 14, 15 and 16, on page 2, and that it do pass when so amended.

Mr. Graham, from the Committee on Judiciary, made a majority report on House Bill No. 27, entitled a bill providing for the submission of legal questions by the General Assembly, or either House thereof, to the Supreme Court for its decision, etc., recommending that it be indefinitely postponed.

Mr. Chapman, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on Judiciary have had under consideration Senate Bill No. 180, and recommend that the bill do pass.

Mr. Traylor, from the Committee on Judiciary, made a report on Senate Bill No. 178, entitled, an act in relation to the priority of mortgages and liens in cases where the State of Indiana is a judgment-creditor, etc., recommending that it be indefinitely postponed.

Mr. Bell, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on the Judiciary, to whom was referred Senate Bill No. 161, entitled, an act authorizing the appointment of shorthand reporters for certain Circuit Courts of this State, and prescribing their duties, etc., have had the same under consideration, and a majority of your committee recommend that it be amended as follows: Amend section 1 by striking out the figures "5,000."

Mr. Poindexter, from the Committee on Roads, reported on Senate Bill No. 187, entitled, an act making the Township Trustee of each civil township, etc., recommending that it lie upon the table, and that 200 copies of the same be printed.

Which was concurred in.

Mr Lockridge, from Committee on Agriculture, made a majority report on Senate Bill No. 33, recommending that it do pass, and that 200 copies be printed for the use of the Senate.

Which was concurred in.

Mr. Bell, from the Committee on Judiciary, reported on Senate Bill No. 189, entitled: An act defining powers of attorney for the recording of same, fixing the fee for recording and prescribing penalties for the violation thereof, recommending that it be amended as follows:

1st. Amend section 2 by inserting the word "written" before the word "authority," in line 6 of section 2.

2nd. By striking out section 4.

And when so amended that the bill do pass.

Mr. Graham, from the Committee on Judiciary, reported on Senate Bill No. 209, entitled, an act to legalize acts of all Notaries Public whose commissions had expired, or had been ineligible to office, recommending that it do pass.

Mr. Traylor, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was referred Senate Bill No. 185, entitled, an act to amend section 4 of an act entitled "An act to provide for the election and certain of the duties of Prosecuting and District Attorneys," approved June 11, 1852, have had the same under consideration and recommend that it be indefinitely postponed.

Mr. Bell, from the Committee on the Judiciary, made a majority report on Senate Bill No. 79, entitled, an act concerning the purchase of toll roads, and providing for their maintenance as free roads, recommending that it do pass, and that the committee have ordered 100 copies of the bill printed for use of the Senate.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 84, entitled, an act to amend section 8 of an act, etc., recommending that it do pass.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 115, entitled, an act prohibiting the issuing of county orders, etc., recommending that it be indefinitely postponed.

Mr. Shaffer, from the Committee on Rights and Privileges, presented the following report:

MR. PRESIDENT:

Your Committee on Rights and Privileges, to whom was referred Senate Bill No. 125, have examined the same and recommend that the same do pass.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 124, entitled an act to amend sections 103 and 104 of "An act," etc., recommending that it lie on the table.

Mr. Voyles, from the Committee on County and Township Business, presented the following report:

MR. PRESIDENT:

Your Committee on County and Township Business, to whom was referred Senate Bill No. 166, entitled an act for the relief of Brazilla W. Shrieve, etc., have considered the same, and recommend that it lie on the table.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 40, entitled an act to amend section 3 of an act entitled "An act," etc., recommending that it do pass.

Mr. Rahm, from the Committee on County and Township Business, reported on Senate Bill No. 22, entitled, an act to provide for the examination of the accounts of certain public officers, and to enforce the same, recommending that it lie upon the table.

Mr. Smith, from the Committee on Enrolled Bills, made the following report on Senate Bills Nos. 6, 116, 106, and Joint Resolution No. 9:

MR. PRESIDENT:

The Committee on Enrolled Bills have directed me to report the delivery to the Governor, for his approbation and signature, February 2, of Senate Acts Nos. 6, 116 and 106, and Joint Resolution No. 9.

Mr. Hart, called up special order, Senate Bill No. 37,

Which was read a second time, with committee majority report thereon, recommending that it be amended by striking out the words "or other corporation," in line 27, on page 7, and that it do pass when so amended.

The question being, Shall the report be concurred in?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keiser, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Rahm, Shaffer, Smith and Urmstan. Ayes, 28.

Those who voted in the negative were:

Messrs. Macartney, Owen, Ristine, Sayre, Traylor, VanVorhis, White and Wood. Nays, 8.

So the report was concurred in.

Mr. Voyles offered the following amendment:

I move to amend section 2 by adding thereto the following:

Provided, however, That in every case in which any person is required by the terms of this act to list personal property for taxation, such person in listing such property for taxation, before he shall be allowed any deduction on account of indebtedness, shall enter in writing upon the list furnished him by the Assessor, the names of all his creditors, together with the county in which they reside, or have their principal office, unless his creditors exceed ten in number; and in the event his creditors exceed ten in number he shall give in like manner the names of the ten creditors having the largest just claims for money against him, together with their respective residences or the county in which their principal office is located.

Mr. Henry offered the following amendment to the amendment:

I move to amend the amendment by striking out all after the 4th line and inserting the following:

Such person shall not be allowed any deduction on account of indebtedness unless he shall specify in his affidavit the names of all his creditors, their residences, and the amount owing, for which he claims the deduction.

Which was agreed to.

The amendment, as amended, was adopted.

The Senate refused to order the bill engrossed.

Mr. Traylor offered the following amendment to Senate Bill No. 37:

Amend Sec. 53 by striking out all that part of said section commencing at the word "and," line 7, to and including the word "contribute," in line 11 in said section.

Which was agreed to.

The Senate again refused to order the bill engrossed.

Mr. Coffey offered the following amendment to said bill:

Amend section 2 by inserting after the words, "for a considera-

tion received," in line 4, the following: "Other than liabilities as surety for others."

Mr. Macartney offered the following amendment:

I move to amend section 1 by inserting after the words "total, form 3, for taxation," line 3, page 5 of printed bill, the following words: "Total value of real estate for taxation."

Mr. Chapman moved that the bill be referred to the Committee on Finance.

Which was agreed to.

Mr. VanVorhis asked and obtained leave of absence for Mr. Bell.

Mr. Graham presented the following claim:

"The State of Indiana to Thomas E. Boyd, Dr.:

"To two days service as teller during the organization of the Senate at its present session, to wit: January 7 and 8, 1881, $6. Total, $12. Approved this February 3, 1881:

"F. W. VIEHE,
"President of the Senate pro tem."

On motion, the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, FEBRUARY 3, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. VanVorhis, from Committee on Inspection of Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of Journal, to whom was referred Senate Journal of Friday, January 28, have examined the same and found it correct.

Which was concurred in.

Mr. Bischowsky, from Committee on Swamp Lands, to whom was referred House Joint Resolution No. 1, report the same back, recommending its adoption.

Mr. Sayre made the following report:

MR. PRESIDENT:

The Committee on Elections, to whom was referred the matter of contest, W. R. Brownlee vs. Chas. L. Henry, for a seat in this body, beg leave to report that said contest should be dismissed from further consideration, for the want of jurisdiction by the contestor, and further report that we have examined the returns, and certificate of election held by said Charles L. Henry, and find that he was duly elected, and is entitled to retain the seat in this body now held by him.

Mr. VanVorhis, from the special committee to whom was referred Senate Bill No. 59, entitled, an act to provide for the election of Police Judge in all cities having a population of six thousand or more inhabitants, etc., report the same with the recommendation that it be indefinitely postponed.

Which was concurred in.

Mr. Foster introduced the following resolution:

WHEREAS, An act entitled "An act prescribing certain duties of railroad companies, and requiring them to sound the whistle on all locomotive engines at the crossing of any turnpike," etc., approved March 29, 1879, was carelessly engrossed and enrolled, omitting from the original bill the words, "twice and ring the bell," such omissions making the bill most ridiculous and objectionable; and

WHEREAS, Such omissions in said bill tend to place Senator Cadwallader in a false position before the public; therefore,

Be it resolved, That in the judgment of this Senate that Senator Cadwallader was in no way responsible for the stupid blunder and omission as recited above.

Be it further resolved, That the Secretary of the Senate be and is hereby instructed to forward Senator N. Cadwallader a copy of these resolutions.

On motion by Mr. Leeper, the resolutions were referred to the Committee on Federal Relations.

On motion by Mr. Comstock, Senate Bill No. 207 was changed from Railroads to Committee on Roads.

House concurrent resolution, in regard to an investigation of the Insane Asylum, came up with committee report.

Which was concurred in.

Mr. Menzies moved to amend the resolution by adding the words, "said investigation to commence from the 1st day of January, 1874."

Mr. Henry moved to lay upon the table.

The ayes and nays being demanded by Messrs. Graham and Langdon, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Coffey, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Rahm, Traylor, Urmstan, Viehe, Wilson and Woollen. Ayes, 19.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Graham, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis and White. Nays, 20.

So the motion was rejected.

Mr. Menzies asked leave to withdraw his amendment, that the resolution may be returned to the House for correction of a clerical error.

The following messages were received from the House:

MR. PRESIDENT:

I am directed to inform the Senate that the committee on the part of the House on concurrent resolution appointing a joint committee to investigate the affairs of the Insane Asylum, was incorrectly reported to the Senate by the messenger, and that said committee on the part of the House should be Messrs. Berryman, Hinton, Wilson of Morgan, McCormick and Hargrove.

Mr. Menzies renewed his amendment.

The ayes and nays being demanded by Messrs. Langdon and Foster, and being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Coffey, Davidson, Davis, Foster, Hart, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Rahm, Traylor, Urmstan, Viehe and Woollen. Ayes, 18.

Those voting in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Graham, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Wilson. Nays, 20.

So the amendment was rejected.

Mr. Comstock asked and obtained leave of absence for Committee on Revision of Laws.

Mr. Langdon demanded previous question.

Seconded.

Question being, Shall the main question be now put?

Ayes and nays being demanded by Messrs. Langdon and Kahlo, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Chapman, Coffey, Davidson, Davis, Foster, Garrigus, Graham, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, White, Wilson and Woollen. Ayes, 33.

Those voting in the negative were:

Messrs. Benz, Howard, Leeper and Majors. Nays, 4.

It was so ordered, and the concurrent resolution was adopted.

The Lieutenant Governor, on the part of the Senate, appointed as said committee Messrs. Shaffer, Bell and Sayre.

House concurrent resolution, in relation to mineral oils, was adopted. The Lieutenant Governor appointed Messrs. White and Kramer as said committee on part of Senate.

House concurrent resolution, in relation to investigation of the House of Refuge, was concurred in. The Lieutenant Governor

appointed on the part of the Senate as committee Messrs. Macartney and Howard.

House resolution relating to railroads in different parts of the country on freights and travel, etc.

Mr. Foster moved to refer the resolution to the Committee on Federal Relations.

Which was agreed to.

Mr. Coffey introduced Senate Bill No. 225, entitled:

An act to prohibit the sale, bartering, loan or gift of certain fire arms, etc.

Read a first time and referred to the Committee on Rights and Privileges.

Mr. Hostetter introduced Senate Bill No 226, entitled:

An act to enable the owners of wet lands to drain and reclaim them, when the same can not be done without affecting the lands of others, etc.

Which was read first time and referred to Committee on Canals.

Mr. Hostetter introduced Senate Bill No. 227, entitled:

An act supplemental to an act for the organization and regulation of the Indiana militia, etc.

Read first time and referred to Committee on Military Affairs.

Mr. Kahlo introduced Senate Bill No. 228:

A bill for an act to provide for a general system for the improvement of streets and alleys of the cities of this State, providing the mode of paying for such improvements, and for other purposes.

Read a first time and referred to Committee on Judiciary.

Mr. Kramer introduced Senate Bill No. 229, entitled:

An act to legalize sales made to enforce collections of municipal taxes.

Read a first time and referred to the Committee on Judiciary.

Mr. Macartney introduced Senate Bill No. 230, entitled:

An act to legalize the incorporation of the town of Angolia, Steuben county, in the State of Indiana, etc.

Read a first time and referred to the Committee on County and Township Business.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit: Engrossed House Bill No. 66, a bill to legalize the acts of incorporation, by-laws, rules and regulations, plats, surveys, levies and assessments of taxes, and an ordinance for issuing bonds for the erection of public school buildings of the town of Chauncy, and the same is herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has declined to recede from its amendment to Senate Bill No 158, and herewith asks the appointment of a free conference committee of the two Houses on said bill.

And the Speaker has appointed Messrs. Cauthorn and Frazier on said committee on the part of the House.

Mr. Rahm introduced Senate Bill No. 231, entitled:

An act to provide payment for expert testimony in the courts of this State.

Which was read a first time and referred to the Committee on Fees and Salaries.

Mr. Ristine introduced Senate Bill No. 232, entitled:

An act defining the jurisdiction and powers of, and allowing city marshals certain fees in addition to their salaries.

Which was read a first time and referred to the Committee on Fees and Salaries.

Mr. Sayre, by request, introduced Senate Bill No 233:

A bill for an act to repeal section 6 of an act entitled "An act to regulate and license the sale of spirituous, vinous and malt liquors, to limit the license to be charged by cities and towns, prescribing penalties for intoxication, and providing for the recovery of damages for injuries growing out of unlawful sale of intoxicating liquors, to repeal all former laws regulating the sale of intoxicating liquors and all laws and parts of laws in conflict.

Read a first time and referred to the Committee on Finance.

Mr. VanVorhis introduced Senate Bill No. 234, entitled:

An act to amend an act dividing the State into judicial circuits, etc.

Read first time and referred to Committee on Courts.

Mr. Yancey introduced Senate Bill No. 235, entitled:

An act to amend section 119, entitled "An act providing for the election and qualification of Justices of the Peace," etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Chapman introduced Senate Bill No. 236, entitled:

An act to prevent trespass on enclosed and unenclosed lands, and providing penalties for its violation, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Compton introduced Senate Bill No. 237, entitled:

An act legalizing the acknowledgment of certain instruments.

Read a first time and referred to the Committee on Judiciary.

Mr. Foster moved that the constitutional rule be suspended, and that Senate Bill No. 7 be read a second time by title only, and third time by sections and put upon its passage.

The ayes and nays being demanded, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Chapman, Coffey, Compton, Davidson, Foster, Garrigus, Graham, Hart, Hefron, Hostetter, Kahlo, Keiser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 33.

Mr. Benz voting in the negative.

So the bill was rejected, two-thirds not voting in the affirmative.

The Committee on Federal Relations made the following report:

MR. PRESIDENT:

The Committee on Federal Relations, Rights and Privileges of the Inhabitants of the State would respectfully report that they

have had Senate Bill No. 73 under consideration and recommend that it do pass.

On motion of Mr. Hefron, the House message refusing to recede from its amendment to Senate Bill No. 108 was taken up and a committee of conference on part of the Senate ordered.

Which was agreed to.

The Lieutenant Governor appointed on said committee Messrs. Comstock and Hefron on the part of the Senate.

Mr. Yancey, from the special committee to whom was referred Senate Bill No. 186, a bill to extend the elective franchise in elections for the choice of electors for President and Vice President of the United States, to certain classes therein designated, etc., recommend that the same do pass.

Senate Bill No. 153:

An act to amend section 1 of an act entitled, "An act amendatory and supplemental to an act entitled, 'An act providing for voluntary assignment of personal and real property,'" etc.

Read a second time and ordered engrossed.

Senate Bill No. 152, entitled:

An act concerning contempts of courts.

Read a second time and ordered engrossed.

Senate Bill No. 154, entitled:

An act to amend section 3 of an act entitled, "An act to provide for the more speedy trial of causes," etc.

Read a second time and ordered engrossed.

Senate Bill No. 155, entitled:

An act concerning Circuit Courts.

Read a second time and ordered engrossed.

Senate Bill No. 168, entitled:

An act to amend an act entitled "An act to amend the 11th section of an act touching the relation of guardians and minors," etc.

Read a second time and ordered engrossed.

Senate Bill No. 169, entitled:

An act defining persons of unsound mind, and authorizing the appointment of guardians of such persons, etc.

Read a second time and ordered engrossed.

Mr. Urmstan moved to reconsider the vote of yesterday by which Senate Bill No. 58 was ordered engrossed, which, under the rules, was laid over until to-morrow.

Mr. Graham asked and obtained leave of absence for Mr. Foster until Monday.

Mr. Ristine moved to reconsider the vote on amendments offered by Mr. Marvin to Senate Bill No. 54 concerning gravel roads.

Which lies over for one day.

Mr. Shaffer, from Committee on Federal Relations, Rights and Privileges of the Inhabitants of the State, would respectfully report that they have Senate Bill No. 73 under consideration and recommend that it do pass.

Mr. Menzies, from joint committee of the two Houses on the revision of the laws, presented the following report:

MR. PRESIDENT:

The joint committee of the two Houses on the Revision of the Laws, has had under consideration the bill herewith submitted, entitled an act to amend the partition act of May 20, 1852. This bill was prepared and recommended by the Board of Revision, and the committee has instructed me to report the same to the Senate with the recommendation that it do pass.

Mr. Urmstan asked and obtained leave of absence for Mr. Benz till Tuesday.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

FEBRUARY 4, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. J. W. Record.

Pending reading of the Journal of yesterday, Mr. Hart moved further reading be dispensed with.

Mr. Marvin obtained leave of absence for Mr. Woods until Wednesday, and that he had pared with Mr. Bischowsky on all political questions.

Mr. Brown introduced Senate Bill No. 238, entitled:

An act to create the liability of a master for the injury of one servant, arising from the fault or negligence of a fellow-servant.

Read a first time and referred to the Committee on Railroads.

On motion of Mr. Leeper, the regular order of business was suspended and bills upon second reading taken up.

Senate Bill No. 70, entitled:

An act enabling C. D. Doig, residing at Evansville, Vanderburgh county, State of Indiana, to assume the name of James Herbert Egan.

Read a second time, with committee report thereon, recommending that it be indefinitely postponed.

Concurred in.

Senate Bill No. 49, entitled:

An act to promote the general health and to secure better drainage, etc.

Read a second time, with committeee report, recommending it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 43, entitled:

An act to amend section 12 of "An act regulating descents, and the apportionments of estates," etc.

Read a second time, with committee report, recommending that it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 96, entitled:

An act to provide for the sale of property upon execution, and declaring void certain contracts therein named.

Read a second time, with committee report, recommending that it be indefinitely postponed.

Which was concurred in.

Mr. Foster offered the following:

I move, as a substitute for the report of the committee on Senate Bill No. 96, that the bill lay upon the table.

Which was rejected.

The question now being on the report, and

Ayes and nays, being called by Messrs. Briscoe and Foster, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VonVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Briscoe, Compton, Foster, Hart, Kramer, Majors, Rahm and Smith. Nays, 8.

So the report was concurred in.

Senate Bill No. 7, entitled, an act to establish public libraries in connection with the common schools in all cities of 15,000 and more inhabitants, etc., read a second time with committee report, recommending that it be amended by striking out the word "15"

wherever it occurs in the bill and inserting in lieu thereof the word "10," and that it do pass.

Which was concurred in.

Mr. Comstock offered the following amendment to Senate Bill No. 7:

Insert after the word "powers" where it first occurs, the following: "If in their discretion they deem it to the public interest."

Mr. Foster moved the suspension of the constitutional rules and that the bill be read a third time and put upon its passage.

The ayes and nays being demanded, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Foster, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Benz, Brown, Coffey, Compton, Hefron, Howard, Hutchinson, Major, Urmstan, Viehe, Voyles and Woollen. Nays, 12.

So the motion was agreed to.

Senate Bill No. 7 was considered engrossed and read a third time.

The question being, Shall the bill pass?

The ayes and nays being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, White, Wilson and Yancey. Ayes, 42.

Those voting in the negative were:

Messrs. Benz, Majors, Urmstan, Voyles and Woollen. Nays, 5.

So the bill passed.

Title adopted as amended.

Senate Bill No. 53, entitled, an act to amend section 34 of an act entitled "An act to provide for a system of common schools, the officers thereof and their respective duties," etc., with committee report, recommending the substitution of new matter.

Read a second time.

Mr. Comstock offered the following amendment:

Amend report of the committee by striking out the following words in section 34: "or city where is now or may hereafter be exempt from the supervision of the County Superintendent," and insert in lieu thereof the following, to wit: "of any incorporated city shall appoint the superintendent of a public school of said city or town, or some other competent."

Mr. Spann offered the following amendment:

Amend by inserting after the word city, in section 34, the words "or town."

Which was adopted.

The report, as amended, was adopted and ordered engrossed.

Mr. Traylor asked and obtained leave of absence for Mr. Woollen until Monday.

The special committee, to whom was referred Senate Bill No. 62, being a bill for an act to remove the disabilities of coverture, and also Senate Bill No. 134, being a bill for an act concerning married women, made a majority report recommending the substitution of a new bill, and recommend that such substituted bill do pass.

Mr. Comstock moved to amend the report of the committee by inserting the following as section 2:

The contracts of married women may be enforced against them, and damages recovered against them for non-performance of their contracts, as if unmarried, except as in this act provided; they shall be liable for torts committed by them, and actions may be

prosecuted against them for torts committed, as if unmarried, and husbands shall not be liable for the contracts or torts of their wives.

Change section 2 of report to section 4.

Mr. Menzies moved to make the amendment the special order on Tuesday next at 10 o'clock.

Which was agreed to.

On motion, the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, February 4, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor in the Chair.

The Conference Committee made the following report:

MR. PRESIDENT:

The committee, to whom was referred Senate Bill No. 158, have had the same under consideration and report the same back with the following recommendations, viz: That the House recede from its amendments and the following amendment be added in lieu thereof, to wit:

SEC. 21. The Board of Revision of the Laws are hereby empowered to appoint two clerks for the use of said board, and for the use of the Joint Committee on Revision of the Laws, and who, when not otherwise employed by said Board of Revision, shall assist in the engrossment of Senate or House bills, under the instruction of the Secretary of the Senate or Clerk of the House of Representatives, which said clerks shall receive the same compensation per diem as is now allowed by law to the clerks of the Committee on Judiciary.

Strike out of section 1 all after the enacting clause.

Amend title to read as follows:

A bill to authorize the Board of Revision of the Laws to appoint two clerks, and provide for them duties and compensation.

D. J. HEFRON,
D. W. COMSTOCK,
On the part of the Senate.

WM. D. FRAZIER,
H. S. CAUTHORN,
On the part of the House.

The following message from the Governor was laid before the Senate:

Gentlemen of the Senate:

I have received, approved and signed Senate Bills Nos. 6 and 106, and have caused them to be deposited in the office of the Secretary of State. ALBERT G. PORTER, Governor.

Mr. Menzies, from the Committee on the Revision of the Laws, introduced Senate Bill 239, entitled:

A bill concerning the Supreme Court.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Viehe, from the Committee on the Revision of the Laws, reported Senate Bill No. 240, entitled, a bill (act) concerning grand and petit juries.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Grubbs demanded the special order, being the consideration of Senate Bill No. 3 and House Bill No. 16.

Mr. Grubbs moved that the report on House Bill No. 16 be concurred in.

Mr. Bell moved to postpone the further consideration of the matter until Monday at 2 o'clock P. M.

Mr. Rahm moved to amend by postponing until Tuesday at 2 o'clock.

Which was rejected.

Mr. Spann moved to amend by postponing until 10 o'clock to-morow.

Which was rejected.

The original motion was agreed to.

Mr. Kramer asked and obtained leave of absence for Mr. Keiser until Tuesday, and that he was paired with him on all political questions until that time.

Mr. Comstock asked and obtained leave of absence for Mr. Grubbs for Monday.

Mr. Lockridge moved that when the Senate adjourns, that it adjourns until 10 o'clock A. M. Monday.

Which was rejected.'

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

FEBRUARY 5, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. J. N. Clark.

Pending the reading of Friday's Journal, on motion of Mr. Comstock the further reading of the Journal was dispensed with.

The Lieutenant Governor laid before the Senate petition for claims allowance from W. H. Drapier, which was referred to the Committee on Claims.

Mr. Bell presented petition from thirty-eight land owners of Allen and Adams counties, etc.,

Referred without reading to the Committee on Swamp Lands.

Mr. Chapman presented petition from Indianapolis Board of Trade.

Referred without reading to the Committee on Rights and Privileges.

Mr. Grubbs, from the Committee on Judiciary, to whom was referred Senate Bill No. 237, entitled an act legalizing the acknowledgment and recording of certain instruments, recommended that it be indefinitely postponed, for the reason that the same matter is embraced in Senate Bill No. 209, which your committee, in their report of February 2, recommended to pass.

Mr. Bell offered the following report on Senate Bill No. 47:

MR. PRESIDENT:

Your Committee on the Judiciary, to whom was recommited engrossed Senate Bill No. 47, with instructions to amend said bill, report the same back amended according to the instructions.

Mr. Henry, from the Committee on the Revision of the Laws,

has examined Senate Bill No. 241, entitled an act fixing the compensation of the Speaker of the House of Representatives, prepared by the Committee on Revision, and recommend that it do pass.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 97, entitled an act to provide for the appropriation of real estate for school purposes, and declaring an emergency, recommend that it be indefinitely postponed.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 103, entitled a bill to protect books, magazines, newspapers, etc., recommend that it do pass.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 105, entitled an act concerning county libraries, recommend that it be indefinitely postponed.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 119, entitled an act to legalize the acts and proceedings of the Board of Trustees and other officers of the town of Monroeville, in Allen county, State of Indiana, etc., recommend that said bill do pass.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 139, entitled an act to amend section 1 of an act providing for the election and appointment of supervisors of highways, etc., recommends that it do pass.

Mr. Garrigus, from the Committee on Corporations, to whom was recommitted Senate Bill No. 131, and the proposed amendment, reported on the same, recommending the substitution of new matter.

Mr. VanVorhis, from the Committee on Public Health and Vital Statistics, reported on engrossed Senate Bill No. 93, entitled an act establishing a State Board of Health, etc., recommending that the bill and title be amended, and when so amended that it do pass.

Mr. Hostetter, from the Committee on Military Affairs, reported on Concurrent Resolution No. 7, relating to the laying of the corner stone of the new State-house, recommending that the preamble be amended to read as follows, to wit:

WHEREAS, At the laying of the corner-stone of the new State-

house, on the 28th day of September, 1880, at Indianapolis, no proper mention was made in the ceremonies of the occasion, nor history therein deposited, of the very important part taken by this State, through her gallant volunteer soldiery, in the suppression of the late rebellion, and the preservation of our National Union; therefore,

That the resolution be amended to read as follows:

Resolved by the Senate, the House of Representatives concurring therein, That justice to the memory of those who gave their services and their lives, and a fair and just recognition of the soldiers of this State, demands that in some way a memorial be placed on said building which shall be a fitting and equally lasting memento of the gallant part taken by Indiana soldiers in the war for the Union.

And that when so amended said resolution do pass.

Mr. Hostetter, from the Committee on Military Affairs, to whom was referred Senate Bill No. 183, entitled, an act to provide for the issuing of ordnance stores, etc., reported thereon, recommending that it do pass.

Mr. Ristine, from the Committee in Claims, to whom was re-referred the claim of W. H. Pressell, dated January 17, 1881, reported that the committee recommend that there be allowed said claimant the sum of $37, and no more.

Mr. Chapman offered the following report for special committee:

MR. PRESIDENT:

The selcect committee, to whom was referred Senate Bill No. 110, being a bill granting the Common Council or the Common Council and Board of Alderman of any city, incorporated under the laws of this State, the power to regulate, restrict or license the busines of pawnbrokers therein, have had the same under consideration, and have directed me to report the following amendments, and when so amended recommend its passage: Amend by striking out all after the enacting clause and inserting in lieu thereof new matter.

Mr. VanVorhis made the following report:

MR. PRESIDENT:

A minority of the committee to whom was referred Senate Bill No. 18, entitled an act to repeal all general laws now in force for

the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers, etc., recommend that the bill do pass.

Mr. Marvin, from a select committee, to whom was referred Senate Bill No. 18, reported that a majority of the committee recommend that the bill be indefinitely postponed.

Mr. Bell presented the following resolution:

Resolved by the Senate, the House concurring, That a committee, consisting of two on the part of the Senate and three on the part of the House, be appointed to inquire into and report upon the propriety and advisability of selling, or offering for sale, at the present time, or within a short period hereafter, the unoccupied, unimproved and unproductive real estate owned by the State of Indiana, and situated in the city of Indianapolis, known as University Park, together with the probable value of the same, and that such committee be directed to report by bill or otherwise.

Messrs. Bell and Bundy were appointed on the committee on the part of the Senate.

Mr. Menzies offered the following resolution:

Resolved, That hereafter in preparing the Calendar of the Senate, the Secretary of the Senate shall omit all bills that have been passed and approved by the Governor, and those that have been indefinitely postponed.

Which was adopted.

Mr. Henry introduced Senate Bill No. 241, entitled:

An act fixing the compensation of the Speaker of the House of Representatives.

Read a first time.

Mr. Comstock introduced Senate Bill No. 242, entitled:

An act to amend section 2 and to repeal the 18th section of an act approved May 13, 1869, "An act to establish a female prison and reformatory institution for girls and women."

Read a first time.

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, IND., February 5, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Bill No. 116, entitled an act in relation to the formation of water works companies

by purchasers of the property of pre-existing water works companies at judicial sales, and have caused the same to be filed in the office of Secretary of State. A. G. PORTER, Governor.

Mr. Langdon, by request, introduced Senate Bill No. 243, entitled:

An act to amend section 6 of an act to amend section 1, 2, 4 and 6 of an act entitled, "An act to divide the State into Circuits for judicial purposes," etc.

Read a first time.

Mr. Leeper introduced Senate Bill No. 244, entitled:

An act concerning election tickets and ballots, and to preserve the secrecy of the ballot.

Read a first time and referred to the Committee on Elections.

Mr. Menzies introduced Senate Bill No. 245, entitled:

An act to enlarge the powers of incorporated cities.

Read a first time.

Mr. VanVorhis introduced Senate Bill No. 246, entitled:

A bill for an act to authorize the Common Council and Board of Aldermen of all cities of this State, having a population of 60,000 or more.

Read a first time and referred to the Committee on Corporations.

Mr. Voyles introduced Senate Bill No. 247, entitled:

An act to amend an act entitled "An act supplemental to an act concerning the organization and perpetuity of voluntary associations," etc.

Read a first time and referred to the Committee on Benevolent and Reformatory Institutions.

Mr. Yancey introduced Senate Bill No. 248, entitled:

A bill to provide for a Board of Inspectors of the Benevolent Institutions and the Penitentiaries of the State of Indiana.

Read a first time and referred to the Committee on Executive Appointments.

Mr. Bell introduced Senate Bill No. 249, entitled:

An act for the incorporation of Telephone Exchange Companies.

Read a first time and referred to the Committee on Judiciary.

Mr. Bischowsky introduced Senate Bill No. 250, entitled:

An act supplemental to an act concerning the perpetuity of voluntary associations, etc.

Read a first time and referred to the Committee on Benevolent Institutions.

Mr. Briscoe, by request, introduced Senate Bill No. 251, entitled:

An act to regulate the preaching of the Gospel in the State of Iniana.

Read a first time and referred to a special committee consisting of Messrs. Voyles and Brown.

Mr. Bundy introduced Senate Bill No. 252, entitled:

A bill for an act to amend the act entitled "An act authorizing the construction of plank, macadamized and gravel roads," etc., approved February 28, 1865.

Read a first time and referred to the Committee on Roads.

Mr. Chapman introduced Senate Bill No. 253:

A bill in relation to the official bonds of County Treasurers, etc.

Read a first time and referred to the Committee on County and Township Business.

Mr. Compton introduced Senate Bill No. 254, entitled:

An act requiring judgment plaintiffs, or their assigns, upon payments by judgments, etc.

Read a first time and referred to the Committee on Judiciary.

Mr. Henry moved that when the Senate adjourns, it stands adjourned until Monday at 2 o'clock.

Which was agreed to.

Mr. Langdon introduced Senate Bill No. 255, entitled:

A bill making appropriations to Purdue University.

Read a first time and referred to the Committee on Education and the Committee on Finance.

Mr. Kramer introduced Senate Bill No. 256, entitled:

An act amending section 4 of an act entitled "An act containing provisions regarding landlords and tenants," etc.

Read a first time and referred to the Committee on County and Township Business.

Mr. Garrigus introduced Senate Bill No. 257, entitled:

An act to amend sections 7 and 9 of an act entitled "An act to provide for a general system of common schools, the officers thereof and their respective duties, and matters properly connected therewith," etc.

Read a first time and referred to the Committee on Education.

Mr. Graham introduced Senate Bill No. 258, entitled:

A bill to provide for the care and custody of orphan and abandoned children, and matters connected therewith.

Read a first time and referred to the Committee on Benevolent Institutions.

Mr. Briscoe asked and obtained leave of absence for Mr. Shaffer until Monday night.

Mr. Ristine called up his motion, entered some days since, to reconsider the vote on amendment to Senate Bill No. 54.

Mr. Bundy moved the following substitute:

I move to substitute in place of the amendment of the Senator from Howard the following: *Provided further*, That in no case shall the county pay any part of said bonds except out of the monies realized from tax or assessment upon the lands assessed for the construction of said road, and that the real estate assessed for the construction of said road shall, in all cases, be liable for the payment of said bonds.

Which was withdrawn.

Those voting in the affirmative were:

Messrs. Bundy, Compton, Comstock, Garrigus, Graham, Henry, Sayer and Voyles. Ayes, 8.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Coffey,

Davidson, Davis, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White and Yancey. Nays, 33.

So the amendment was rejected.

Mr. Leeper asked and obtained leave of absence for Mr. Sayre till Monday.

Question on the motion to reconsider vote by which Mr. Marvin's amendment was lost.

Agreed to.

Mr. Marvin's amendment was adopted.

Mr. Traylor's amendment was rejected.

On motion, the bill was ordered engrossed.

On motion of Mr. Henry, the Committee on Claims' report, allowing W. H. Pressel $37, was concurred in.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has instructed me to report that enrolled act of the Senate No. 53 has been compared with the engrossed bill and found correct.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY AFTERNOON.

FEBRUARY 7, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. C. M. Livingston.

Pending reading of Saturday's Journal, on motion by Mr. Yancey, further reading was dispensed with.

Mr. Yancey made the following majority report for the Committee on Public Health and other Vital Statistics:

MR. PRESIDENT:

Your Committee on Public Health and other Vital Statistics, to which was referred Senate Bill No. 74, entitled an act to regulate the practice of medicine, etc., have considered the same, and a majority recommend that it do pass, and that 200 copies of the same be printed for the use of the Senators.

Mr. Foster introduced Senate Bill No. 259, entitled:

A bill to amend section 24 of an act entitled, "An act providing for the election or appointment of supervisors of highways," etc.

Read a first time and referred to Committee on Roads.

Mr. Garrigus introduced Senate Bill No. 260, entitled:

An act concerning common schools, township institutes, the powers of County Superintendents on appeals in obtaining witnesses, and matters properly connected therewith.

Read a first time and referred to the Committee on Education.

Mr. Rahm introduced Senate Bill No. 261, entitled:

An act to amend section — of an act entitled, an act to amend section 1 of an act entitled, an act to amend sections 4 and 6 of an act entitled, "An act prescribing the powers and duties of coroners," etc.

Which was read a first time and referred to Committee on Public Health.

Mr. Traylor introduced Senate Bill No. 262, entitled:

An act to amend section 2 of an act defining certain misdemeanors and prescribing punishment therefor.

Read a first time and referred to the Committee on Judiciary.

Mr. Voyles introduced Senate Bill No. 263, entitled:

An act in relation to the partition of real estate, and supplementary to an act concerning the partition of lands, approved May 20, 1852.

Read a first time and referred to the Committee on Judiciary.

Mr. Wilson introduced Senate Bill No. 264, entitled:

A bill for the protection of fish, defining misdemeanors and providing penalties for the violation of this act.

Read a first time and referred to the Committee on Agriculture.

Mr. Compton introduced Senate Bill No. 265, entitled:

An act exempting certain property from taxation by towns and cities for municipal purposes, and declaring an emergency.

Read a first time and referred to Committee on Corporations.

Mr. Davis introduced Senate Bill No. 266, entitled:

An act to prevent the levy of unnecessary taxes by Township Trustees by and with the concurrence of Boards of County Commissioners, providing for removal from office, and declaring an emergency.

Read a first time and referred to the Committee on Judiciary.

Mr. Sayre introduced Senate Bill No. 267, entitled:

A bill for an act to protect bridges, defining a misdemeanor, and prescribing punishment therefor.

Read a first time and referred to Committee on County and Township Business.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed engrossed Senate Joint Resolution No. 2, with the accompanying amendments of the House thereto.

I am also directed to inform the Senate that the House has passed the following joint resolutions of the House of Representatives to wit:

House Joint Resolution No. 3: A joint resolution for the relief of George Mueser.

Joint Resolution No. 4: A joint resolution requesting Congress to pass a law equalizing bounties to soldiers of the late war of the rebellion.

And the same are herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has concurred in the recommendations of the Conference Committee of the two Houses on Senate Bill No. 158, entitled: A bill to authoize the Board of Revision to employ a clerk.

I am also directed to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring: That the Senate and House of Representatives will, on Wednesday, the 11th day of February, 1881, meet in joint convention of the two Houses in the Hall of the House of Representatives at 11:30 o'clock A. M., and proceed to the election of the following officers, to-wit:

One Director for the Prison South.

Three Directors for the Prison North.

And the Senate is respectfully requested to concur in this resolution.

Mr. Hefron called up the regular order of business.

The Lieutenant Governor said the question was on concurring in the report of the committee on House Bill No. 16.

Which was concurred in and amendments ordered engrossed.

The next question being on ordering Senate Bill No. 3 engrossed,

Mr. Brown moved to postpone, and make it the order for to-morrow at 2 o'clock.

Which was agreed to.

The Lieutenant Governor laid before the Senate a request from a temperance society, asking for the use of the Senate chamber for the evenings of the 18th and 25th.

Mr. Menzies moved that the request be granted.

Mr. Bell moved the following amendment:

Amend by consenting to the request so far as the Senate is concerned, but refer the applicants to the Board of Commissioners for full authority to occupy the Senate chamber.

Which was agreed to.

Mr. Menzies moved to refer the whole matter to the Committee on Temperance, with instruction to report to-morrow morning.

Which was agreed to.

Mr. Leeper introduced Senate Bill No. 268, entitled:

An act to amend section 29 of an act entitled, "An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, and prescribing their powers and rights, and the manner in which they exercise the same," etc.

Read a first time and referred to Committee on Fees and Salaries.

Mr. Bell asked and obtained leave of absence for Mr. Spann for to-morrow; and that they have paired on all political questions.

On motion by Mr. Grubbs, the concurrent resolution to elect prison directors was laid upon the table.

The following House amendment to Senate Joint Resolution No. 2 was read:

Amend Senate Joint Resolution No. 2 by attaching thereto in its proper place the following as a title to said resolution, viz:

"A joint resolution in relation to the jurisdiction of United States Courts in suits by or against National Banks."

Mr. Graham moved to concur in the amendment.

Which was agreed to.

House Joint Resolution No. 3, for the relief of George Menser,

Was referred to Committee on Military Affairs.

House Joint Resolution No. 4, requesting Congress to pass a law equalizing bounties to soldiers of the late war of the rebellion.

Was referred to Committee on Military Affairs.

Senate Bill No. 65, entitled:

An act to amend section 766 of an act entitled "An act to revise,

simplify and abridge the rules of practice and pleading in civil cases," etc.,

Was read a second, time with majority committee report thereon.

Concurred in.

Mr. Urmstan moved to make special order for to-morrow morning at 10:30 o'clock.

Which was agreed to.

Senate Bill No. 101, entitled an act to amend section 315 of an act to revise, simplify and abridge the rules, practices, pleadings and forms in civil cases, etc., which was read a second time, with committee report recommending it be indefinitely postponed.

Which was concurred in.

Senate Joint Resolution No. 4, concerning the instruction of our Senators and Representatives in Congress to use their best endeavors to secure the passage of a law pensioning the remaining survivors of the Mexican and Florida Wars, read a second time, with committee report thereon, rcommending that it do pass.

Which was concurred in and resolution ordered engrossed.

Senate Bill No. 104, entitled an act to amend sections 2 and 4 of an act entitled an act to amend an act entitled "An act to provide for a general system of common schools," etc., read a second time with committee report thereon.

Which was concurred in and bill ordered engrossed.

Mr. Chapman moved to reconsider vote ordering Senate Joint Resolution No. 4 engrossed.

Mr. Foster moved to lay it on the table.

Which was rejected.

So the motion to reconsider was agreed to.

Mr. Chapman moved to recommitt to Committee on Rights and Privileges, with instructions to strike out all reference to Mexican soldiers.

Which was agreed to.

Senate Bill No. 67, entitled:

An act in relation to terms of Trustees of incorporated towns.

Was read a second time, with committee report thereon concurred in.

Bill ordered engrossed.

Senate Bill No. 147, entitled:

An act empowering and authorizing the Governor to fill by appointment all offices that are now or may hereafter be filled by election by the General Assembly.

Read a second time, with committee's report recommending that it lie upon the table.

The ayes and nays, being demanded by Messrs. Garrigus and Wilson,

Roll being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Coffey, Davis, Grubbs, Kahlo, Leeper, Traylor and Voyles. Ayes, 11.

Those who voted in the negative were:

Messrs. Briscoe, Compton, Davidson. Foster, Garrigus, Graham, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Nays, 29.

So the motion was rejected.

The bill was ordered engrossed.

Senate Bill No. 16, entitled:

An act to amend section 79 of an act entitled "An act to repeal all general laws now in force for the incorporation of cities, and provide for the incorporation of cities, prescribing their powers and rights," etc.

Read a second time with committee report, recommending that it do pass.

Which was concurred in and bill ordered engrossed.

Senate Bill No. 72, entitled:

An act in relation to the three per cent fund remaining u nexpended.

Read a second time with committee report thereon, reccommending that it do pass.

Which was concurred in and bill ordered engrgssed.

Senate Bill No. 13, entitled:

An act reducing interest on school fund mortgage from eight (8) to six (6) per cent.

Was read a second time, with committee report thereon concurred in.

Bill ordered engrossed.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Senate.

TUESDAY MORNING.

FEBRUARY 8, 1881.

Senate assembled at 10 o'clock.

Prayer was offered by the Rev. Wm. N. Milnes, of the Episcopal Church.

Pending the reading of Monday's Journal, on motion of Mr. Hefron, the further reading of the Journal was dispensed with.

Mr. Majors, by request, introduced Senate Bill No. 269, entitled:

An act to relinquish the title of the State of Indiana, to the lands in the bed of River Lake, in Newton county, Indiana.

Read first time with petition, and referred to Committee on Judiciary.

Mr. Bundy moved to reconsider this vote.

Rejected.

Mr. Grubbs introduced the following resolution:

Resolved by the Senate, the House of Representatives concurring: That the Senate and House of Representative will on Friday, the 11th day of February, 1881, meet in joint convention of the two Houses, in the Hall of the House of Representatives, at 2 o'clock P. M., of said day, and proceed to the election of the following officers, to wit:

One Director for the State Prison South.

Three Directors for the State Prison North.

And the House of Representatives is respectfully requested to concur in this resolution.

Mr. Hefron moved to proceed with bills on second reading.

Agreed to.

Mr. Woollen asked and obtained leave of absence for Mr. Viehe for to-day, for committee work.

Senate Bill No. 2, entitled:

An act repealing whistleing law of March 29, 1879.

With committee report recommending to amend the law sought to be appealed by bill No. 2, as follows: Add in line 12, after the word "thereto," "at least twice, and ring the bell."

And when so ammended recommend that it do pass.

Mr. Chapman offered the following amendment to section 2 of said bill:

"Unless the negligence of the person, corporation or its agents so injured shall contribute to the happening of such injury."

Which was adopted.

Mr. Chapman moved to amend by inserting in section 6 line 5, after the word "repealed," the words, "and particularly the act approved March 29, 1879."

Mr. Langdon offered the following amendment:

Provided, however, That all causes of action arising under the provisions of said last named act, shall be preserved and determined according to said statutes.

Mr. Spann moved to refer the amendment to the Committee on Railroads.

Mr. Coffey offered the following amendment:

Amend section 4 by striking out the following words and figures: *Provided*, That in case of death such damages shall not exceed the sum of $5,000.

Mr. Briscoe moved to reconsider the vote concerning committee report.

Which was agreed to.

Senate Bill No. 114, entitled:

An act permitting amendment of defective bonds, etc, with the committee's report recommending that the bill be amended by adding to the 2d section thereof the following words: *Provided*, That nothing herein contained shall in any manner repeal, amend, change or modify section 790 of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State; to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice without distinction between law and

equity; but that said section 790 be and remain in full force as though this act had not been passed, and when the bill is so amended that it do pass.

Which was concurred in and ordered engrossed.

Senate Bill No. 129, entitled:

An act to amend section 19 of the Justice of the Peace act in criminal cases, etc.

Was read a second time, with the committee's report thereon recomending that it lie upon the table.

Concurred in.

Senate Bill No. 38, entitled:

An act to establish a State Public School for Dependant Children.

Was read a second time, with the committee's report recommending that it do lie upon the table.

Senate Bill No. 144, entitled:

An act establishing a Home for Soldiers' and Seamen's Children at Knightstown, etc.

Was read a second time, with the committee's report thereon recommending that it lie upon the table.

Concurred in.

The Committee on Claims made the following report:

MR. PRESIDENT:

Your Committee on Claims, to whom was referred the following bills, have examined the same and find them correct for amounts hereinafter named, and recommend that warrants be drawn for the amounts named:

To Mrs. R. Flahiff	$1 20
To Thomas Ryan	15 00
To T. J. Costigan	15 00
To O. H. Avey	15 00
To Dennis Mullaney	7 50
To E. R. Hulton	7 50
To Thomas Wright	8 00
Total	$69 20

Which was concurred in.

Senate Bill No. 133, entitled:

An act to amend sections 1, 10 and 16, of an act entitled, an act providing for the election and qualification of Justices of the Peace, etc.

Read a second time with report of committee that it do lie upon the table.

Concurred in.

Senate Bill No. 126, entitled:

An act to amend section 1 of an act for the redemption of real estate sold on execution, etc.

Was read a second time with committee report thereon, recommending that it be indefinitely postponed.

Mr. Menzies offered the following motion:

I move that the report of the committee be amended, that the bill lie upon the table to be considered with the bill prepared by the Board of Revision of the Laws.

Which was adopted.

Committee report as amended concurred in.

On motion the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, FEBRUARY 8, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair, who laid before the Senate the following communication from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., February 5, 1881.

Gentlemen of the Senate:

I have received Senate Joint Resolution No. 9, and have caused it to be deposited in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

Senate Bill No. 111, entitled:

An act giving incorporated towns additional powers, etc.

Was read a second time, with the committee's report thereon recommending that the same do lie upon the table.

Concurred in.

Senate Bill No. 87, entitled:

An act amending section 782 of the Civil Code, etc.

Was read a second time, and on motion was laid on the table.

Senate Bill No. 137, entitled:

An act amending section 531 of the Civil Code, etc.

Was read a second time, with committee report thereon, recommending that it do lie upon the table.

Which was concurred in.

The Lieutenant Governor announced that he had signed Senate Bill No. 53.

Senate Bill No. 150, entitled:

An act supplementary to an act entitled an act to require surviving partners to file inventories and appraisements, etc.

Read a second time, with the committee's report recommending that it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 163, entitled:

An act to amend section 2 of the provoke law, etc.

Was read a second time, with the committee's report thereon recommending that all after the enacting clause be struck out and the following be substituted in lieu thereof: "That section 2 of the above entitled act be and the same is hereby repealed; and when so amended that it do pass."

On motion of Mr. Menzies, the report was laid on the table to be considered.

The report as amended was concurred in.

Senate Bill No. 175, entitled:

An act for the relief of the estate of Martin S. Prewett, deceased, Daniel Goldsbery and William T. Wright.

Read a second time with committee report, recommending that it do pass.

Which was concurred in and bill ordered engrossed.

Senate bill No. 216, entitled.:

A bill concerning Superior Courts, etc.

Was read a second time and bill ordered engrossed.

On motion of Mr. Brown, Senate Bill No. 3 and House Bill No. 16, special order, was postponed until Friday at 10½ A. M.

Senate Bill No. 213, entitled:

An act concerning ferries, etc.

Read a second time and ordered engrossed.

Senate Bill No. 213, entitled:

An act for the incorporation of public libraries, etc.

Which was read a second time and ordered engrossed.

Senate Bill No. 214, entitled:

An act concerning drainage.

Which was read a second time.

Mr. Bundy offered the following amendment to section 1 of said bill:

I move to amend section 1 by striking out the word "two" in line 2 and insert in its place the word "three," and by inserting after the word "county" in line 3 the following words: "One of which shall be a practical civil engineer." And after the word "year" in line 4, insert the following words: "One two years," and to strike out of said section all after the word "appointment" in line 20. Also to strike out of section 3 all of line 27.

Mr. Garrigus moved it be referred to Committee on Swamp Lands.

Which reference was agreed to.

Senate Bill No. 215, entitled:

A bill concerning State prisons.

Read second time and referred to Committee on Prisons.

Senate Bill No. 189, entitled:

An act defining powers of attorneys, etc.

Read second time with committee's report recommending that it be amended as follows: Amend section 2 by inserting the word "written" before the word "authority" in line 6 of section 2, by striking out section 4, and when so amended that the bill do pass.

Which was concurred in and ordered engrossed.

House Joint Resolution No. 1, in regard to the reconstruction by the Government of the Wabash and Erie canal, etc.

Which was read a second time with committee report recommending its adoption.

Which was concurred in.

Senate Bill No. 22, entitled:

An act providing for examination of accounts of county officers by experts, etc.

Was read a second time, with committee report recommending it lie upon the table.

Which was concurred in.

Senate Bill No. 33, entitled:

An act prohibiting certain animals from running at large, etc.

Was read a second time, with the committee's report thereon recommending that the bill do pass.

Concurred in and the bill ordered engrossed.

Senate Bill No. 40, entitled:

An act to amend section 3 of an act providing for township elections, etc.,

Was read a second time, with the committee's report thereon recommending that it do pass.

Concurred in and bill ordered engrossed.

Senate Bill No. 73, entitled:

An act to amend section 3 of the act on weights and measures, etc.,

Was read a second time, with the committee's report thereon recommending that it do pass.

Mr. Garrigus offered the following amendment:

I move to amend section 1 of the bill by striking out the words "sixty-eight" in line 10, and inserting the word "seventy" in lieu thereof.

The ayes and nays, being demanded by Messrs. Hart and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Kahlo, Langdon, Menzies, Owen, Rahm, Ristine, Shaffer, Spann, VanVorhis and Yancey. Ayes, 18.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Sayre, Traylor, Urmstan, Voyles, White and Woollen. Nays, 24.

So the amendment was rejected.

Senate Bill No. 166, entitled:

A bill for the relief of Bazellah Shrieve, of Laporte county, etc.

Read a second time, with the committee's report recommending that the bill shall lie upon the table.

Which was concurred in.

Senate Bill No. 186, entitled:

An act allowing women to vote for Presidential electors, etc.

Read a second time, with the committee's report recommending that the bill do pass.

Mr. Menzies moved that the report be concurred in.

Mr. Wilson moved it be made a special order for Tuesday afternoon at 2 o'clock.

The motion as amended was agreed to.

Senate Bill No. 95, entitled:

An act concerning primary elections and conventions, etc.

Read a second time, with majority and minority reports.

The majority report recommended that the bill be indefinitely postponed.

The minority recommended that the bill be amended by striking out all after the word "State," in line 14, down to and including the word "profit," in line 20, and when so amended the bill do pass.

Mr. Comstock moved to concur in minority report.

The ayes and nays, being demanded by Messrs. Woollen and Spann, and the roll being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Coffey, Compton, Comstock, Garrigus, Hart, Hefron, Henry, Howard, Kahlo, Kramer, Langdon, Lockridge, Major, Marvin, Owen, Ristine, Shaffer, Spann, Voyles and Woollen. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Davidson, Foster, Graham, Grubbs, Hostetter, Hutchinson, Leeper, Macartney, Menzies, Rahm, Sayre, Smith, Traylor, Urmstan, VanVorhis, White, Yancey and Mr. President. Nays, 23.

So the minority report was rejected, and the majority report was concurred in.

Mr. Bell asked and obtained leave of absence for Mr. Comstock for to-morrow.

Mr. Hefron asked and obtained leave of absence for Mr. Grubbs for to-morrow, and that he had paired with him.

Mr. Langdon, from the Committee on Temperance, reported inasmuch as the Senate chamber will be occupied by clerks, and as all the books and papers belonging to the members are left on the desks, etc., recommend that the prayer of the petition be denied.

Which was concurred in.

On motion, the Senate adjourned until to-morrow morning at 10 o'clock.

THOMAS HANNA,
President of Senate.

WEDNESDAY MORNING.

FEBRUARY 9, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. B. Logan.

Pending the reading of Tuesday's Journal, on motion of Mr. Spann, the further reading of the Journal was dispensed with.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the following resolution of the Senate, to wit:

Resolved by the Senate, the House of Representatives concurring: That the Senate and House of Representatives will, on Friday, the 11th day of February, 1881, meet in joint convention of the two Houses, in the Hall of the House of Representatives, at 2 o'clock P. M., of said day, and proceed to the election of the following officers, to wit:

One Director for the State Prison South.

Three Directors for the State Prison North.

Enrolled Senate Act No. 53:

An act to amend sections 3, 44, 49, 50, 52 and 53 of an act entitled "An act granting to the citizens of Evansville, in the county of Vanderburgh, a city charter," etc.

And the same is herewith returned to the Senate.

Mr. Briscoe asked and obtained leave of absence for Mr. Hutchinson for to-day, on account of sickness.

Mr. Kahlo asked and obtained leave of absence for Mr. Langdon for to-day.

Mr. Briscoe, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your committee to whom was referred the Senate Journal of Friday, February 7, 1881, have examined the same and find it correct.

Mr. Spann introduced Senate Bill No. 270, entitled:

An act to create the forty-fourth judicial circuit, etc.

Which was read a first time and referred to the Committee on Organization of Courts.

Mr. Bundy presented the following concurrent resolution:

Be it resolved by the Senate, the House of Respresentatives concurring: That the special Joint Committee appointed to investigate the condition and management of the Indiana Soldiers' and Seamen's Home, and the Asylum for Feeble Minded Children, be authorized to employ a clerk who shall be allowed the same compensation as the clerk of the Standing Committees, for the time he is actually employed in the discharge of his duties.

Which was adopted.

Senate Bill No. 57, entitled:

An act to authorize incorporated towns to contract with water works companies to furnish water through fire plugs or hydrants, to such incorporated towns for the purposes of extinguishing fires and fire purposes, and to levy and collect a special tax to pay for the same.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Howard, Kahlo, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the bill passed, title adopted as read.

Senate Bill No. 58, entitled:

A bill to amend section No. 74 of an act entitled, "An act to provide for a general system of common schools, the officers and their respective powers and duties, and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed," approved March 6, 1865,

Was read a third time.

Mr. Viehe moved to refer to a special committee of three, with instructions.

Which was agreed to.

The Chair appointed on said committee Messrs. Viehe, Spann and Urmstan.

Senate Bill No. 153, entitled:

An act to amend section 1 of an act entitled "An act amendatory and supplemental to an act entitled 'An act providing for voluntary assignments of personal and real property for the benefit of creditors,'" etc.

Read a third time.

The question being, Shall the bill pass?

The roll being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Hefron, Henry, Howard, Kahlo, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 34.

Mr. Garrigus voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 155, entitled:

An act concerning Circuit Courts.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Garrigus, Graham, Hart, Hefron, Henry, Howard, Kahlo, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Engrossed Senate Bill No. 156, entitled:

An act amending partition law.

Read a third time.

Mr. Menzies moved to commit with instructions.

Which was agreed to.

Mr. VanVorhis moved that Senate Bill No. 93 be made the special order for Friday at 2 o'clock.

Which was agreed to.

Mr. Bell moved that Senate Bill No. 187 be made the special order for Thursday of next week, at 2 o'clock P. M.

Which was agreed to.

Engrossed Senate Bill No. 130, entitled:

An act relating to the education of pauper children,

Was read a third time.

The question being, Shall the bill pass?

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Henry, Howard, Kramer, Leeper, Lockridge, Macartney, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Benz, Briscoe, Hefron, Kahlo, Majors, Marvin, Menzies. Nays, 7.

So the bill passed, title adopted as read.

The Lieutenant Governor laid before the Senate a communication from J. A. Finch, from the Commission on Insurance.

Which, on motion of Mr. Chapman, was laid on the table.

On motion, the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

WEDNESDAY, February 9, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor in the Chair.

Senate Bill No. 189, entitled:

An act defining powers of attorneys, etc.

Read a third time.

On motion of Mr. Chapman, engrossment was set aside and bill recommitted.

Senate Bill No. 154, entitled:

An act amending section —, providing for speedy trial, acts of 1877, coming up,

On motion of Mr. Viehe, was laid upon the table.

Senate Bill No. 54, entitled:

An act to amend the act in relation to free gravel roads, acts of 1877.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Kahlo, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles and White. Ayes, 32.

Those who voted in the negative were:

Messrs. Garrigus and Sayre. Nays, 2.

So the bill passed.

Mr. Urmstan moved to amend the title so as to read as follows:

An act to amend section 7 of an act entitled "An act authorizing Boards of County Commissioners to construct gravel, macadamized or paved roads upon petition of a majority of resident land-owners along and adjacent to the line of any road, authorizing them to issue bonds of the county to raise money required for that purpose, and provide for the payment of such bonds by taxing land adjacent to the road, repealing all laws inconsistent herewith, and declaring an emergency," approved March 9, 1877.

Title adopted as amended.

Senate Bill No. 16, entitled:

An act to amend section 79 of and for the incorporation of cities, etc.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Garrigus, Graham, Hart, Henry, Howard, Kahlo, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey, Ayes, 35.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 13, entitled:

An act reducing interest on school fund mortgages from 8 to 6 per cent.

Read a third time.

Mr. Leeper moved to recommitt with instructions.

Mr. Chapman moved the indefinite postponement.

The ayes and nays being demanded by Messrs. Foster and Henry, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Davidson, Garrigus, Graham, Henry, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Traylor, VanVorhis, Viehe, White, Wilson and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Compton, Davis, Foster, Hart, Hefron, Howard, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Spann, Urmstan, Voyles and Woollen. Nays, 19.

So the motion was agreed to.

Engrossed Senate Bill No. 72, entitled:

A bill in relation to the three per cent fund remaining unexpended, etc.,

Was read a third time.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Hart, Hefron, Henry, Howard, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woollen and Yancey. Ayes, 37.

No one voting in the negative.

So the bill passed, title adopted as read.

Senate Bill No. 52, entitled:

An act to amend section 34 of the common school law, revised statutes, 1876.

Read the third time.

Question being, Shall the bill pass.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 35.

Mr. Garrigus voting in the negative.

So the bill passed, title adopted as read.

Engrossed Senate Bill No. 67, entitled:

An act in relation to terms of Trustees, etc.

Read a third time.

Mr. Kramer made the following motion:

I move to re-commit the bill to the Committee on Corporations, with instructions to amend by adding an emergency clause, and report the same back at 10:30 o'clock, February 10, 1881.

Which was agreed to.

Senate bill No. 213, entitled:

An act for the incorporation of public libraries, etc.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Henry, Howard, Kahlo, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 40.

Engrossed Senate Bill No. 104, entitled:

A bill for an act to amend sections 2 and 4 of the common school law.

Read a third time.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Hart, Hefron, Kahlo, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Garrigus, Henry, Poindexter and Shaffer. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. Lockridge asked and obtained leave of absence for Mr. Rahm until Tuesday, and that he had paired with him.

Leave of absence was obtained for the Committee on Public Buildings, Mr. Traylor, Committee on Education, and Mr. Shaffer, all for to-morrow.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on enrolled Bills authorize me to report that the act of the Senate No. 53 was delivered to the Governor for his approbation and signature on the 8th of February, 1881.

Senate Bill No. 147, entitled:

An act reorganizing the benevolent institutions—Governor to appoint officers, etc.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Garrigus, Graham, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 18.

Those voting in the negative were:

Messrs. Benz, Briscoe, Compton, Davidson, Davis, Foster, Hart, Henry, Howard, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 19.

So the bill failed to pass.

The Senate adjourned until 10 o'clock Thursday morning.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

FEBRUARY 10, 1881.

Senate assembled at 10 o'clock.

Prayer was offered by the Rev. W. N. Hinkley.

Pending the reading of Wednesday's Journal, on motion of Mr. Kahlo, the further reading of the Journal was dispensed with.

Mr. Comstock asked and obtained leave of absence for Mr. Marvin until Tuesday.

Senate Bill No. 168, entitled:

An act to amend section 11 in regard to guardian and ward, etc.

Read the third time.

Question being, Shall the bill pass?

Ayes and nays being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Major, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock moved to suspend constitutional rules and read Senate Bill No. 271 the first time by title only.

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Kramer,

Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 42.

No one voting in the negative.

So the motion was agreed to.

Bill No. 271 was read a second time by title only, and it was moved that it be made a special order for Wednesday at 10 o'clock.

Mr. Brown introduced Senate Bill No. 272, entitled:

An act to regulate the transportation of freight by the different railroad companies and common carriers in the State of Indiana, and providing a penalty for violation of the provisions of this act.

Was read a first time with petition of citizens asking its passage.

Bill referred to the Committee on Railroads.

Mr. Voyles introduced Senate Bill No. 273, entitled:

An act making it unlawful for residents of the State of Indiana to garnishee, attach or reach by other measure, process in the county of any other State the personal earnings, etc.

Read the first time and referred to Committee on Railroads.

Mr. Hart, by request, introduced Senate Bill No. 274, entitled:

An act to legalize the acts of an incorporation of certain voluntary association, organized in Gibson county, in the State of Indiana, and declaring an emergency.

Read a first time and referred to the Committee on County and Township Business.

Mr. Chapman offered a petition from the Commercial Travelers' Association of Indiana.

Which was referred to the Committee on Corporations without reading.

Mr. Poindexter presented a petition which was referred to the Committee on Finance without reading.

Messrs. Lockridge, Macartney and Benz presented petitions on temperance.

Which were referred to the Committee on Temperance without reading.

Mr. Bundy presented petitions on temperance and giving right of ballot to women from citizens of Henry county.

Which was referred without reading.

Mr. Traylor, from the Committee on Judiciary, reported on Senate Bill No. 240, recommending that it be indefinitely postponed.

Mr. Graham, from the Judiciary Committee, reported upon Senate Bill No. 235, entitled, an act to amend section 119 of an act entitled "An act providing for the election and qualification of Justices of the Peace," recommending that it be indefinitely postponed.

Mr. Graham, from the Judiciary Committee, reported upon Senate Bill No. 159, entitled, an act to amend section 1 of an act entitled "An act to amend section 1 of an act regulating foreign insurance companies doing business in the State," etc., recommending it be recommitted to the Committee on Insurance.

Mr. Davidson, from the Committee on Inspection and Supervision of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred the Senate Journal for Tuesday, February 8, 1881, have examined the same and find it correct.

Mr. Bischowsky, from the Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your Committee, to whom was referred Senate Journal for Friday, Saturday and Monday last, would report that they have examined the same and find them correct.

Mr. Traylor, from the Committee on Judiciary, reported on Senate Bill No. 210, entitled, an act amending section 44 of the criminal code, etc., recommending that it do pass.

Mr. Chapman, from the Committee on Judiciary, reported on Senate Bill No. 195, entitled, an act amending section 634 of the civil code, recommending that it be indefinitely postponed.

Mr. Chapman, from the Committee on Judiciary, offered the majority report on Senate Bill No. 239, entitled, a bill concerning the Supreme Court, etc., recommending that it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 205, entitled, an act to amend section 1 of an act entitled, "An act to incorporate the German Theological Seminary of the German Evangelical Synod of Missouri," etc., recommending that it do pass.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 60, providing for the resubmission of the constitutional amendments, etc., recommending that it do lie upon the table.

Mr. Grubbs, from the Judiciary Committee, reported on Senate Resolution No. 11, concerning the trade dollar, recommending that it lie upon the table.

Mr. Brown, from the Committee on Judiciary, reported upon Senate Bill No. 221, entitled, an act in relation to female witnesses, etc., recommending it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 51, entitled, an act concerning interest, usury, etc., recommending it be indefinitely postponed.

Mr. Henry, from the Committee on Revision of the Laws, reported upon Senate Bill No. 275, entitled, an act supplemental to an act entitled, "An act regulating prosecutions in cases of bastardy," etc., recommending its passage.

Mr. Comstock introduced Senate Bill No. 276, entitled:

An act concerning criminal courts.

Read a first time and referred to Committee on Revision of the Laws.

Mr. Sayre presented a report from the Committee on Election of Members.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 143, entitled, an act to amend sections 197, 204, 229, 230, and 234 of an act entitled "An act to provide for the uniform assessment of property," etc., recommend that bill be referred to Committee on Finance.

Mr. Ristine, from the Committee on Temperance, made report on Senate Bill No. 128, entitled, an act concerning intoxicating liquors, recommending that it lie upon the table.

Mr. Bischowsky, from the Temperance Committee, reported on Senate Bill No. 30, recommending that it lie upon the table.

Mr. Kahlo, from the Committee on Temperance, made minority report on Senate Bill No. 30, regulating the sale of intoxicating liquors, etc., recommending that it do not pass, and further recommending that all of said bill after the enacting clause be striken out, and that Senate Bill No. 128, being an act concerning intoxicating liquors be substituted, and that 100 copies of said bill be printed for the use of the Senate.

Mr. Graham, from the Committee on Railroads, to whom was referred Senate Bill No. 167, entitled, an act to regulate the charges and fares on sleeping cars, etc., recommend that it do pass.

Mr. White, from Committee on Township Business, presented the following report:

MR. PRESIDENT:

Your Committee on County and Township Business, to which was referred Senate Bill No. 193, entitled, an act to amend the 1st section of "An act," etc., have considered the same, and recommend that it do pass.

Mr. White, from the Committee on Township and County Business, presented the following report:

MR. PRESIDENT:

Your Committee on County and Township Business, to which was referred Senate Bill No. 230, entitled, a bill for an act to legalize the incorporation of the town of Angola, etc., have considered the same, and recommend that it do pass.

Mr. White, from the Committee on County and Township Business, presented the following report:

MR. PRESIDENT:

Your Committee on County and Township Business, to which was referred Senate Bill No. 98, entitled, an act amending sections

30, 37 and 197, etc., have considered the same, and recommend that it do pass, with the following amendments:

First. By striking out all after line 18, on page 2.

Second. Amend the title of the Bill by striking out all after the figures "37," in lines 2, to and including the figures "246," in line 3; and, by striking out all after the figures "1872," in line 10, to and including the figures "1873," in line 15.

Mr. White, from the Committee on County and Township Business, presented a report on Senate Bill No. 25, entitled, a bill to repeal an act, entitled, "An act to provide for the inspection of mineral or petroleum oils," etc., recommending the substitution of new matter.

Mr. Shaffer, from the Committee on Federal Relations, Rights and Privileges, reported on Senate Resolution No. 34, recommending that the same be amended as follows:

That it is the sense and judgment of this Senate that ex-Senator Cadwallader was not responsible for the omission in the act as above recited, and recommending that when so amended it be adopted.

Mr. Shaffer, from the Committee on Legislative Apportionments, reported on Senate resolution in relation to reducing the number of Senators and Representatives, recommending that it lie upon the table, for the reason that no bill can be drafted under the Constitution which will accomplish the object.

Mr. Kahlo, from the Committee on Railroads, to whom was referred Senate Bill No. 145, entitled, an act to provide for fencing railroads within the State, etc., and a majority of the committee recommend it do pass.

Mr. Poindexter, from the Committee on Roads, to whom was referred Senate Bill No. 220, entitled, an act in relation to highways, etc., report that a majority of the committee recommend that the bill do pass.

Mr. Poindexter, from the Committee on Roads, to whom was referred Senate Bill No. 224, entitled, an act to amend section 3 of a certain act, etc., recommend that the bill do pass when amended by adding an emergency clause.

Mr. Bundy, from Committees on Mines and Mining, etc., to whom was referred Senate Bill No. 42, reported with amendments, and recommended, when so amended, that the bill do pass.

Mr. Bundy, from the Committee on Mines, Mining and Manufacturing, read a majority report on Senate Bill No. 5, amending sections 17 and 18, providing for salary to Mine Inspector, etc., recommending that it be amended, and when so amended, that it do pass.

Mr. Lockridge, from the Committee on Roads, reported on Senate Bill No. 204, entitled, an act to regulate tolls on roads, etc., recommending that it lie upon the table.

Mr. McCartney, from Committe on Roads, to whom was referred Senate Bill No. 207, entitled, an act to assess damages on street-railway outside of city, etc., recommended it do pass when amended by adding an emergency clause, and by inserting in line 4, page 5, after the word "thereafter," the following: "provided that notice be given as aforesaid."

Mr. Chapman offered the following report:

MR. PRESIDENT:

Your committee, to whom was referred Concurrent Resolution No. 12, relating to election of Prison Directors, recommend it be indefinitely postponed.

Mr. Chapman presented the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 242, entitled, an act to amend the 21st section and to repeal the 18th section, etc., have had the same under consideration, and recommend it do pass with the following amendments:

First. Amend section 1 by striking out from lines 19, 20 and 21, the following: "It shall be the duty of the court or jury by which the case may be tried;" and insert in lieu thereof the following: "The court or jury trying the same may have the discretion."

Second. Amend the bill by striking out section 2.

Mr. Bundy, from the Committee on Mines, Mining and Manufacturing, reported on Senate Bill No. 42, entitled, an act repeal-

ing "An act touching foreign corporations," of March 15, 1879, etc., recommending that it be amended, and that when so amended it do pass.

Mr. Chapman, from the Committee on Rights and Privileges, reported on Senate Resolution No. 4, recommending its amendment.

Mr. Chapman, from the Committee on Prisons, reported on Senate Bill No. 21, concerning the government of prisons, etc., recommending that it lie upon the table.

Mr. Chapman, from the Committee on Prisons, to whom was referred Senate Bill No. 4, entitled, an act for the organization and government of the State Prisons, etc., recommended it be made a special order, of a time to be determined by the Senate.

Mr. Chapman, from the Committee on Prisons, reported on Senate Bill No. 15, concerning State Prisons, etc., recommending 200 copies of each be printed and the bills be recommitted to said Committee.

Mr. Voyles, from the Committee on Railroads, reported on Senate Bill No. 8, regulating charges for transportation of freight on railroads, etc., recommending it to the favorable consideration of the Senate.

Mr. Voyles, from the Committee on County and Township Business, to whom was referred Senate Bill No. 284, entitled, an act limiting the eligibility to the office of Township Trustee, etc., recommend that bill do pass.

Mr. Brown, from the Committee on Railroads, to whom was referred Senate Bill No. 56, entitled, an act to regulate the transportation of freight, etc., recommend it to the favorable consideration of the Senate.

Mr. Shaffer, from the Committee on Rights and Privileges, to whom was referred Senate Bill No. 160, entitled, an act to amend section 1 of "An act providing for the appointments of notaries public," etc., recommend that bill do pass.

Mr. Menzies, from Committee on Judiciary, presented a minority report on Senate Bill No. 42, concerning mines and mining, and recommend that bill be indefinitely postponed.

Mr. Foster, from Committee on Railroads, presented the following report:

MR. PRESIDENT:

Your Committee on Railroads, to whom was referred Senate Bill No. 219, have considered the same, and recommend that it do pass.

Mr. Hefron, from Committee on Corporations, presented the following report:

MR. PRESIDENT:

Your committee to which was referred Senate Bill No. 67, have directed me to report the same back with the following amendments, and recommend that when the bill is so amended that it do pass.

Mr. Garrigus, from the Committee on Corporations, made the following report:

MR. PRESIDENT:

Your Committee on Corporations, to whom was recommitted, with instructions, Senate Bill No. 67 (by Senator Kramer), entited, an act in relation to terms of trustees in incorporated towns, have had the same under consideration, and have instructed me to report the same back, with the following amendments, to-wit:

Strike out section 4, and insert the following emergency clause, and when so amended that it do pass.

Proposed amendment:

Sec. 4. Whereas, an emergency exists for the immediate taking effect of this act; therefore, the same shall take effect and be in force from and after its passage.

Mr. Garrigus, from the Committee on Railroads, reported on Senate Bill No. 35, limiting the power of railroad companies to charge fare, etc., recommending that it be indefinitely postponed.

Mr. Urmstan, from the Committee on Benevolent Institutions, to whom was referred Senate Bill No. 258, to provide for the care and custody of orphan children, etc., recommend that bill lie on the table.

Mr. Menzies offered the following resolution:

Resolved, That the Committee on Education be and are hereby instructed to inquire into and report to the Senate at an early day, the average actual attendance during the past college year at Purdue University; the actual number in attendance at the present time; the residence of those in attendance; how many of the students live in the city of Lafayette, Tippecanoe county, or the immediate vicinity thereof, not estimating those appointed from the various counties of the State; also to inquire into and report to the Senate the revenues of said university, independent of State aid or appropriation, and whether any appropriation is necessary from the State over and above the revenues of said university.

Mr. Wilson offered the following amendment:

MR. PRESIDENT:

I move to insert after the word "university," in line 6, "and State University at Bloomington, and State Normal School at Terre Haute; and the inquiries be made fully and completely as to all these institutions."

Which was agreed to.

Resolution adopted as amended.

Mr. White offered the following resolution:

Resolved, That the Committee on County and Township Business be authorized to have 200 copies of Senate Bill No. 25, as reported by committee, printed.

Which was adopted.

Mr. Owen offered the following resolution:

Resolved, By the Senate, that the Doorkeeper be instructed to procure a water-cooler, to be placed in one of the rooms at the service of the Senate, and keep it supplied with water from some driven well in the neighborhood of the Senate Chamber.

Which was adopted.

Mr. Shaffer offered the following:

MR. PRESIDENT:

The Committee on Rights and Privileges, to which was referred House Concurrent Resolution herewith submitted, have had the same under consideration, and recommend it do pass.

Mr. Graham offered the following resolution:

Resolved, That the Secretary of the Senate be and hereby is instructed to send to each of our Senators and Representatives in Congress a copy of Joint Resolutions No. 2.

Which was adopted.

Mr. Leeper introduced the following resolution:

Resolved, That it is the sense of this Senate that the interest on public funds, interest on purchase money of canal, college, school, or saline lands, and upon the permanent school fund, should be reduced from eight per cent to six per cent.

Mr. Henry moved to strike out the word "six," and insert the word "seven" in its stead.

Ayes and nays being called for by Messrs. Spann and Foster, roll being called, resulted as follows:

Mr. Brown moved to postpone until Tuesday at 10 oclock.

Mr. Menzies moved to suspend the order of business, and that bill reported by Insurance Committee be taken up.

The yeas and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowski, Briscoe, Bundy, Chapman, Coffee, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Ristine, Sayer, Shaffer, Smith, Spann, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, White, Wilson, and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Benz and Henry. Nays, 2.

So motion was agreed to.

Mr. Menzies presented Senate Bill No. 277, concerning insurance.

Read first time by title and referred to Committee on Insurance.

Mr. Menzies moved that the constitutional rule be suspended, and that Senate Bill No. 277 be read a first time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowski, Briscoe, Brown, Bundy, Coffee, Compton, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Macartney, Major, Menzies, Owen, Poindexter, Ristine, Sayer, Shaffer, Smith, Spann, Traylor, Urmston, Van Vorhis, Viehe, Voyles, White, Wilson, and Yancey. Ayes, 37.

Mr. Benz voting in the negative.

So the constitutional rule was suspended.

Senate Bill No. 277, relating to insurance, was read first time by title only, and referred to Insurance Committee.

Lieutenant Governor laid before the Senate a communication on canals and swamp lands, etc.

Which was referred to Committee on Canals, without reading.

Mr. Henry, from the Committee on the Revision of the Laws, reported on Senate Bill No. 275, entitled, an act supplemental to "An act regulating prosecutions in cases of bastardy," etc., and recommended its passage.

Senate Bill No. 276:

Presented by Mr. Comstock, entitled, an act concerning Criminal Courts.

Read first time and referred to Judiciary Committee.

Mr. Kramer introduced Senate Bill No. 278, entitled:

An act to amend section 8, entitled, "An act to authorize and regulate the incorporation of banks," etc.

Read first time and referred to Committee on Banks.

Mr. Kahlo introduced Senate Bill No. 279, entitled:

An act to amend section 18, of an act, entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc.

Which was read first time and referred to Judiciary Committee.

Mr. Howard introduced Senate Bill No. 280, entitled:

An act abolishing the death penalty and providing for the com-

mutation of sentence of death, by the Governor, to imprisonment for life, repealing all laws in conflict herewith, and declaring an emergency.

Read first time and referred to the Judiciary Committee.

Mr. Menzies introduced, for Mr. Rahm, Senate Bill No. 281, entitled:

An act to amend secion 2 of an act entitled, "An act authorizing the acquisition of Green River Island, or to locate the true boundary line at said Island," approved March 14, 1877.

Read first time and referred to the Committee on Judiciary.

Mr. Sayre introduced Senate Bill No. 282, entitled:

A bill to authorize the County Commissioners of the several counties of the State to preserve the books, stationery and other articles for the several officers, and for the conduct of public business, and declaring an emergency.

Read a first time and referred to the Committee on County and Township Business.

Mr. Traylor introduced Senate Bill No. 283, entitled:

An act to amend sections 6 and 7 of an act entitled, "An act to amend section 4, section 6 and section 7 of an act entitled, 'An act to provide for the election of a Reporter of the Supreme Court,'" etc.

Read the first time and referred to the Committee on Judiciary.

Mr. Yancey introduced Senate Bill No. 284, entitled:

A bill for an act in relation to taxes levied for township purposes within the incorporated limits of any incorporated city or town, and the duties of certain officers in relation thereto.

Read a first time and referred to the Committee on the Judiciary.

On motion, Senate adjourned.

AFTERNOON SESSION.

THURSDAY, February 10, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor in the Chair.

Mr. Compton, by request, introduced Senate Bill No. 285, entitled:

An act to enable cities to make donations to manufacturing and mining companies.

Read first time and referred to the Committee on Corporations.

Mr. Coffey introduced Senate Bill No. 286, entitled:

An act fixing the fees of Constables for serving and returning subpœnas in criminal cases.

Read first time and referred to the Committee on Fees and Salaries.

Mr. Grubbs introduced Senate Bill No. 287, entitled:

An act to enlarge the capacity of married women whose husbands are insane, etc.

Read first time and referred to the Committee on Judiciary.

Engrossed Senate Bill No. 216, entitled:

A bill concerning Superior Courts.

Was read a second time.

Mr. Grubbs moved that further consideration of the bill be postponed until Friday week, at 10 o'clock A. M.

Which was agreed to.

Engrosed Senate Bill No. 33, entitled:

An act to prohibit certain animals running at large, etc.

Was read a third time.

The question being, Shall the bill pass?

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Garrigus, Grubbs, Hefron, Henry, Kahlo, Lockridge, Menzies, Poindexter, Ristine, Shaffer, Spann, Urmstan, Van Vorhis, Viehe, Voyles, and Yancey. Ayes, 19.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffee, Comstock, Davidson, Foster, Graham, Hart, Howard, Hutchinson, Kramer, Langdon, Leeper, Macartney, Majors, Owen, Rahm, Sayre, Smith, Traylor, White, Wilson, and Woollen. Nays, 25.

So the bill failed.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to-wit:

Engrossed House Bill No. 32: A bill defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, and to prevent cruelty to animals; also, providing penalties and repealing all laws on the subject, and declaring an emergency.

Engrossed House Bill No. 39: A bill supplemental to an act approved March 5, 1859, entitled, "An act authorizing the purchase of railroads, plank roads, turnpike roads and macadamized roads, or parts thereof, under mortgage sale or sales, made according to the terms of deeds of trust, to organize as incorporated companies, and prescribing their powers and duties."

Engrossed House Bill No. 61: Concerning telephone companies, and supplemental to "An act for the incorporation of manufacturing and mining companies and companies for mechanical, chemical and building purposes," approved May 20, 1852, and all acts amendatory and supplemental thereto, and declaring an emergency.

Engrossed House Bill No. 71: A bill providing for the speedy publication of certain laws.

Engrossed House Bill No. 91: A bill to encourage immigration to the State of Indiana.

Engrossed House Bill No. 98: A bill for the relief of Silas J. Brandon.

Engrossed House Bill No. 105: A bill in relation to the duties of Justice of the Peace in making returns of fines collected to the County Treasurer.

Engrossed House Bill No. 119: A bill to amend the 1st section of an act entitled, "An act supplemental to an act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled, 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,' approved February 12, 1855, and repealing each act repealed by said act, and authorizing gifts or devices by will to be made to any corporation or purpose contemplated by this act, and providing that the Boards of Commissioners of counties shall, in certain cases, allow for the support of orphan children," etc.

Engrossed House Bill No. 123: A bill for an act to legalize the elections held in the years 1878, 1879 and 1880, in the town of Brookston, in White county, Indiana, and to legalize the official acts of the Board of Trustees of said town for said years, and to legalize the acts of all other officers of said corporation for said years under an act for the incorporation of towns, defining their powers, providing for the election of officers thereof, and declaring their duties, approved June 11, 1852, and to legalize all by-laws, rules, regulations and proceedings of said Board of Trustees, and said other officers, adopted in pursuance thereof, approved June 11, 1852.

Senate Bill No. 73, entitled:

A bill to amend section 3 of an act entitled, "An act for the regulation of weights and measures," approved June 9, 1852.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffee, Comstock, Davidson, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Traylor, Urmstan, Van Vorhis, Viehe, White, and Woollen. Ayes, 31.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Garrigus, Graham, Poindexter, Sayre, and Spann. Nays, 8.

So the bill passed.

On motion, Mr. Viehe moved that further consideration of title be postponed until to-morrow.

Which was agreed to.

Engrossed Senate Bill No. 114, entitled:

An act permitting the amendment of defective bonds, etc.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Woollen. Ayes, 41.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Van Vorhis asked leave of absence for Committee on Benevolent Institutions for balance of the day.

Senate Bill No. 157, entitled:

An act amending section 4, relating to guardian and ward.

Read a third time.

The question being, Shall the bill pass?

The roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper,

Lockridge, Macartney, Majors, Menzies, Rahm, Sayre, Shaffer, Smith, Traylor, Urmstan, Voyles, White, Wilson, Woollen, and Yancey. Ayes, 35.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 175, entitled:

An act for the relief of the estate of Milton S. Prewett, et al of Madison county.

Read a third time.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubs, Hart, Hefron, Henry, Kramer, Leeper, Lockridge, Macartney, Major, Menzies, Owen, Poindexter, Sayre, Shaffer, Smith, Voyles, White, Woollen and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Benz, Howard, Hutchinson, Langdon, Rahm, Traylor and Wilson. Nays, 7.

So the bill passed.

Title adopted as read.

Senate Bill No. 140, entitled:

An act to amend section 3 of the act providing for township elections. Acts 1877, page 57.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Menzies, Owen, Poindexter, Rahm, Sayre, Shaffer, Traylor, Voyles, White, Wilson, Woollen and Yancey. Ayes, 36.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Sentte.

FRIDAY MORNING.

FEBRUARY 11, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. Broyles, of the Colored M. E. Church.

Pending reading Journal of yesterday, on motion by Mr. Owen, further reading of the Journal was dispensed with.

On motion by Mr. Kramer, Senate Bill No. 67, entitled, an act relating to Trustees, etc., was taken up, with committee's report recommending an emergency clause, and reported same back at 10:30 o'clock, February 10.

Committee's report concurred in.

Mr. Macartney offered the following:

I move to recommit the bill to a special Committee, of which the author of the bill shall be a member, with instructions to strike out from section 2, line three, the word "ten," and insert in lieu thereof the word "twenty-five," and report the same back immediately.

Which was adopted.

Lieutenant Governor appointed Messrs. Macartney, Kramer and Langdon as such committee.

On motion by Mr. Viehe, Senate Bill No. 73, entitled:

An act to amend section 3 of an act, entitled, "An act for the regulation of weights and measures," etc.

Title stood as read.

On motion by Mr. Chapman, Senate Bill No. 18, entitled, an act supplemental to an act for the incorporation of cities, changing time of holding election in Indianapolis, was recommitted to select Committee on Affairs of Indianapolis.

On motion by Mr. Wilson, Senate Bill No. 24, entitled:

An act authorizing the appointment of State Commissioner of Fisheries, with committee report, recommending its passage, and that 200 copies of the same be printed for the use of Senators.

Which was concurred in.

Mr. Sayre offered the following amendment:

I move to amend section 4, as follows: In line 2 strike out the word "one," and insert the word "three."

Which was adopted.

Ordered engrossed.

Mr. Comstock moved to reconsider the vote by which the bill was ordered engrossed.

Which was adopted.

Mr. Comstock moved to reconsider the vote adopting the amendment.

Which was agreed to.

Question recurring on the amendment.

Mr. Bundy moved to amend by inserting 2,000.

Which was adopted.

Amendment as amended adopted.

Ordered engrossed.

The Lieutenant Governor announced the order of business, Senate Bill No. 3 and House Bill No. 16.

Senate Bill No. 3 was read a third time.

Ordered engrossed.

Senate Bill No. 3, entitled:

An act providing for a constitutional convention.

Was read a third time.

Mr. Langdon moved that the engrossment of amendments to House Resolution No. 16 be set aside.

Ayes and nays being called, resulted as follows (demanded by Messrs. Langdon and Menzies):

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon,

Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, White, Wilson, Wood, and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Coffee, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, and Woollen. Nays, 22.

So the amendment was agreed to.

Mr. Grubbs offered the following substitute:

MR. PRESIDENT:

I move as a substitute for both amendments that the blank in the bill be filled by inserting "Monday, April 4, 1881."

Which was adopted.

Amendment engrossed.

House Bill No. 16, entitled:

A bill providing for the resubmission of the constitutional amendments.

Was read a third time.

Mr. Kramer moved that the further consideration of said bill be postponed until Wednesday next at 10:30 A. M.

The ayes and nays being demanded by Messrs. Chapman and Langdon, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Brown, Coffey, Compton, Davidson, Davis, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Major, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles, Wood and Woollen. Ayes, 22.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 27.

So the motion was rejected.

Question, Shall the bill pass?

On motion the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, FEBRUARY 11, 1881.

The Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

On motion of Mr. Bundy, Senate Bill No. 200 was referred to the Committee on Judiciary.

On motion of Mr. Chapman, Senate Bill No. 4 was made special order for Tuesday at 2 o'clock P. M.

Mr. Menzies, from the Committee on the Revision of the Laws, reported a new bill, No. 288, entitled:

An act for the protection of private fish ponds, etc.

Placed on the files to come up with bills on first reading.

Mr. Macartney, from special Committee, reported on Senate Bill No. 67, entitled, an act in relation to Township Trustees, etc., that said committee had amended said bill by striking out the word "ten," in line 3, of section 2, and inserting in lieu thereof the word, "twenty-five," in accordance with instructions, and recommending that the bill pass.

Which was concurred in.

On motion of Mr. Kramer, it was put upon its passage.

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Davidson, Davis, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Voyles, White, Wilson, and Wood. Ayes, 40.

Mr. Urmstan voting in the negative.

So the bill passed.

Title adopted as read.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to-wit:

Engrossed House Bill No. 59: A bill authorizing the sale and conveyance of certain lands belonging to the State of Indiana.

Engrossed House Bill No. 107: A bill to amend section 6 of an act entitled, "An act to establish a Superior Court in the county of Vanderburgh, defining its jurisdiction, providing for the election and compensation of the Judge thereof, and to abolish the Criminal Court of said county, and transferring its business to the Circuit Court thereof," approved March 3, 1877.

Engrossed House Bill No. 132: A bill authorizing the Auditor of Dearborn county to report concerning school funds to the Superintendent of Public Instruction.

House Bill No. 295: A bill for an act to legalize the incorporation of Green Hill Seminary corporation, located at Green Hill, Warren county, Indiana, which was designed to be incorporated under an act for the incorporation of high schools, academies, colleges, universities, theological institutes and missionary boards, approved February 28, 1855.

Also, an act supplemental to the above act, approved March 9, 1867.

And the same are herewith submitted to the Senate for its action thereon.

Senate Bill No. 169, entitled:

An act defining who are persons of unsound mind, and appointing of guardians of such persons, etc.

Read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney,

Major, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 46.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 212, entitled:

An act concerning ferries, etc.

Read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 49.

No one voting in the negative.

So the bill passed.

A committee from the House of Representatives appearing at the bar to escort the Senators to the hall of the House to attend the joint convention for the election of Prison Directors, the Senate proceeded to the performance of that duty.

When in joint convention, Senators were seated on the right of the Speaker.

The Lieutenant Governor announced the purpose of the joint convention to be the election of three Prison Directors north, and one for the south prison, and directed the Principal Secretary of the Senate to call the roll of Senators, and the Principal Clerk of the House to call the roll of the Representatives.

The number of Senators answering to their names was 44.

The roll being called in joint convention, the following named Senators responded to their names:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster,

Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Voyles, White, Wilson, Wood, and Yancey. Total, 44.

The roll of the House of Representatives being called, the following named Representatives responded to their names:

Messrs. Aiken, Baker, Bartlett, Beatty, Benham, Berryman, Bryant, Cabbage, Carr of White, Carr of Whitley, Carter, Cauthorn, Chandler, Cole, Cooper, Compton, Cotton, Cummins, Davis, Fall, Fancher, Floyd, Franklin, Frazer, Furnace, Gardner, Gibson, Gillum, Gregory, Ham, Hamilton, Hammond, Hargrove, Huff, Huston, Jackson, Johnson, Kenner, Kerr, Lee, Lindley, Lindsay, Marshall, Mason, McClure, McDowell, McIntosh, McSheehy, Meredith, Miles, Miller, Mitchell, Moody, Morgan, Murray, Neff, Null, O'Brien, O'Neal, Roberts, Robison of Decatur, Robinson of Ripley, Ryan, Shields, Skinner, Smelser, Stewart, Sumner, Taylor of La-Grange, Taylor of Noble, Teter, Thompson, Vawter, Walker, Walz, Weaver, Westfall, Wilson of Montgomery, Wilson of Morgan, Wolfe, Wright and Mr. Speaker. Total, 81.

Mr. Comstock offered the following resolution:

Resolved, That the joint convention proceed to the election of three Prison Directors north, and one south, for the terms of two years and four years.

Which was adopted.

The Lieutenant Governor announced nominations for Prison Directors now in order.

Mr. Comstock nominated Mr. J. J. Finney.

Mr. Benz nominated Mr. John Horn.

There being no further nominations, a vote was taken, and resulted as follows:

Voting for Mr. Finney, 73; voting for Mr. Horn, 56, as follows:

Those of the Senators who voted for Mr. J. J. Finney, were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keiser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, and Yancy. Total, 24.

Those of the Senators who voted for Mr. John Horn, were:

Messrs. Bell, Benz, Briscoe, Brown, Coffee, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Wood, and Woollen. Total, 24.

Those of the Representatives who voted for Mr. J. J. Finney, were:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carter, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazer, Furnas, Gardner, Gillum, Gilman, Gregory, Hamilton, Huff, Huston, Johnson, Kenner, Lindley, Linsday, Marshall, Mason, McSheehy, Melrath, Meredith, Miles, Morgan, Murray, O'Brien, O'Neal, Roberts, Robinson of Ripley, Ryan, Skinner, Smelser, Stewart, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Westfall, Wilson of Morgan, Wright and Mr. Speaker. Total, 48.

Those of the Representatives who voted for Mr. John Horn were:

Messrs. Adrian, Akin, Benham, Bryant, Buskirk, Cabbage, Carr of Whitley, Cauthorn, Chandler, Cole, Cooper, Cummings, Gibson, Ham, Hammond, Hargrove, Jackson, Kerr, Lee, McClure, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Shields, Sumner, Teter, Walker, Walz and Weaver. Total, 32.

The Lieutenant Governor declared Mr. Finney elected director for State Prison South for a term of four years, and declared nominations for one Director for State Prison North, in order.

Mr. Bundy nominated Mr. A. C. Beeson, of Randolph county.

Mr. Bell nominated Mr. John Lee, of Montgomery county.

There being no further nominations, and the vote being taken, resulted as follows:

Whole number of votes cast, 129; necessary to a choice, 65.

Mr. Beeson received 74 votes, and Mr. Lee received 50 votes.

Those of the Senators voting for Mr. Beeson were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Woollen. 25.

Those of the Senators voting for Mr. Lee were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Wood and Woollen. 22.

Those of the Representatives who voted for Mr. Beeson were:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carter, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazer, Furnas, Gardner, Gillum, Gilman, Gregory, Hamilton, Huff, Huston, Johnson, Kenner, Lindley, Linsday, Marshall, Mason, McSheehy, Melrath, Meredith, Miles, Morgan, Murray, O'Brien, O'Neal, Roberts, Robinson of Ripley, Ryan, Skinner, Smelser, Stewart, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Westfall, Wilson of Morgan, Wright and Mr. Speaker. 49.

Those of the Representatives who voted for Mr. Lee, were:

Messrs. Adrian, Akin, Benham, Bryant, Buskirk, Cabbage, Carr of Whitley, Cauthorn, Chandler, Cole, Cooper, Cummings, Gibson, Ham, Hammond, Hargrove, Jackson, Kerr, Lee, McClure, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Shields, Sumner, Teter, Walker, Walz and Weaver. Total, 33.

Mr. Shaffer nominated Mr. Leopold Levi, of Huntington county.

Mr. Foster nominated Mr. Fred Hoover, of Jasper county.

There being no further nominations, the vote resulted as follows:

The Senators voting for Mr. Leopold Levi were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Total, 24.

Those voting for Mr. Hoover were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Major, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Wood and Woollen. Total, 23.

The roll of the House being called, those who voted for Mr. Leopold Levi were:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carter, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazer, Furnas, Gardner, Gillum, Gilman, Gregory, Hamilton, Huff, Huston, Johnson, Kenner, Lindley, Lindsay, Marshall, Mason, McSheehy, Melrath, Meredith, Miles, Morgan, Murry, O'Brien, O'Neal, Roberts, Robison of Decatur, Robinson of Ripley, Ryan, Skinner, Smelser, Stewart, Taylor of LaGrange, Taylor of Noble, Thompson, Vawter, Westfall, Wilson of Morgan, Wright and Mr. Speaker. Total, 49.

Those who voted for Mr. F. Hoover were:

Messrs. Adrian, Akin, Benham, Bryant, Buskirk, Cabbage, Carr of Whitley, Cauthorn, Chandler, Cole, Cooper, Cummins, Gibson, Ham, Hammond, Hargrove, Jackson, Kerr, Lee, McClure, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Shields, Sumner, Teter, Walker, Walz and Weaver. Total, 33.

Whole number of votes cast, 129; necessary to a choice, 55 votes. Mr. Levi received 73 votes; Mr. Hoover received 56 votes.

The Lieutenant Governor declared Mr. Levi elected to serve two years from the 11th day of February, 1881, and asked for the nomination of another Director of the Prison North.

Mr. Fancher nominated Mr. W. T. Horine, of Lake county.

Mr. Kramer nominated Mr. Wiles, of Laporte.

There being no further nominations, the vote was taken and resulted as follows:

Whole number of votes cast, 124; necessary to a choice, 63. For Mr. Horine, 72; for Mr. Wiles, 52.

The roll being called, those Senators who voted for Mr. Horine were as follows:

Messrs. Bischowsky, Bundy, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Wood and Yancey. 23.

Those of the Senators voting for Mr. Wiles were:

Messrs. Bell, Benz, Brown, Coffey, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles and Woollen. 20.

Those of the House of Representatives voting for Mr. Horine, were as follows:

Messrs. Baker, Bartlett, Beatty, Berryman, Carr of White, Carr of Whitley, Compton, Cotton, Fall, Fancher, Floyd, Franklin, Frazer, Furnas, Gardner, Gillum, Gilman, Gregory, Hamilton, Huff, Huston, Johnson, Kenner, Lindley, Linsday, Marshall, Mason, McSheehy, Melrath, Meredith, Miles, Morgan, Murray, O'Brien, O'Neal, Roberts, Robinson of Ripley, Ryan, Skinner, Smelser, Stewart, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Westfall, Wilson of Morgan, Wright, and Mr. Speaker. Total, 49.

Those of the Representatives voting for Mr. Wiles, were:

Messrs. Adrian, Akin, Benham, Bryant, Buskirk, Cabbage, Cauthorn, Chandler, Cole, Cooper, Cummins, Ham, Hammond, Hargrove, Jackson, Kerr, Lee, McClure, McDowell, McIntosh, Miller, Mitchell, Moody, Neff, Null, Shields, Sumner, Teter, Walker, Walz, and Weaver. Total, 32.

Mr. Horine was declared elected for two years from the 11th of March.

The purposes of the convention having been accomplished, it was declared adjourned.

When the Senators returned to their chamber Mr. Menzies offered the following amendment to the title of Senate Bill No. 212:

I move that the title of the bill be amended to read as follows:

An act concerning ferries and prescribing punishments for the violations of its provisions.

Which was adopted.

And title adopted as amended.

Lieutenant Governor announced the special order, being the consideration of Senate Bill No. 3, providing for a constitutional convention, and House Bill No. 16, providing for re-submission of the constitutional amendments.

Vote being put first on Senate Bill No. 3.

Question, Shall the bill pass?

The ayes and nays being ordered and taken resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Hutchinson, Kramer, Leeper, Major, Marvin, Menzies, Traylor, Urmstan, Viehe, Voyles and Woollen. Ayes, 21.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Wood and Yancey. Nays, 28.

So the bill failed.

The vote on House Bill No. 16 was then taken.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, White, Wilson, Wood and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Traylor, Urmstan, Voyles, and Woollen. Total, 21.

So the bill passed.

Title adopted as read.

On motion of Mr. Menzies, Senate Bill No. 159, amending section 1, in regard to foreign insurance companies, etc., was referred to the Committee on Insurance.

Mr. Urmstan asked and obtained leave of absence for Mr. Benz until Tuesday.

Mr. Smith made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have authorized me to report that they have compared Senate Enrolled Act No. 158, with the engrossed bill; also Enrolled Joint Resolution of the Senate No. 2, with the engrossed resolution, and found them correct copies.

Mr. Henry asked and obtained leave of absence for Mr. Garrigus until Monday noon.

Mr. Coffey asked and obtained leave of absence for Mr. Wilson until Tuesday.

Mr. Foster asked and obtained leave of absence for Mr. Graham until Monday noon.

Mr. Hart asked and obtained leave of absence for Mr. Henry until Tuesday.

Mr. VanVorhis asked leave of absence for Mr. Voyles until Tuesday.

Mr. Grubbs asked and obtained leave of absence for Mr. Hefron until Wednesday.

Mr. Bell asked and obtained leave of absence for Mr. Urmstan until Tuesday afternoon.

Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

FEBRUARY 12, 1881.

Senate assembled at 10 o'clock, A. M.

On motion of Mr. Viehe, Mr. Traylor took the Chair.

Prayer was offered by the Rev. C. C. Herriott.

Pending the reading of Friday's Journal, on motion of Mr. Chapman, the further reading of the Journal was dispensed with.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Bill No. 53, and have caused it to be filed in the office of the Secretary of State.

ALBERT G. PORTER,
Governor.

The Lieutenant Governor laid before the Senate a petition from a citizen of Lafayette

Which was referred, without reading, to the Committee on Prisons.

On motion of Mr. Chapman, House resolution for the printing of the Governor's message was taken up.

The committee report, recommending that it do pass, was concurred in.

On motion of Mr. Comstock, the Senate took up bills on second reading.

Senate Bill No. 132, entitled:

An act appropriating $6,000 to remove sand bar in Calumet river, etc.

Was read a second time, with the committee's report thereon recomending that it lie upon the table.

On motion of Mr. Wood, it was made special order for Monday, at 2 o'clock, P. M.

Senate Bill No. 142, entitled:

An act amending section 3 in regard to the adoption of heirs.

Was read a second time, with committee's report thereon recommending that it be amended and that when so amended it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 148, entitled:

An act making all judgments collectible without relief, etc., was read a second time, with committee report thereon, recommending that it be indefinitely postponed.

Concurred in.

Committee report on Senate Joint Resolution No. 1, providing for an appointment of surveyor of swamp lands, etc., was read, recommending that it lie upon the table.

Mr. Bundy moved to amend the report by recommitment.

Which was agreed to.

The report, as amended, was concurred in.

Mr. Langdon asked and obtained leave of absence till Tuesday morning for Mr. Brown, and announced that they were paired until that time on all political questions.

Senate Bill No. 75, entitled:

An act enabling the owners of wet lands to drain the same.

Was read a second time, with committee report thereon recommending that it be amended, and when so amended that it do pass.

Concurred in.

Ordered engrossed.

Mr. Leeper asked and obtained leave of absence for Mr. Bundy until Monday noon.

Mr. Kahlo asked and obtained leave of absence for Mr. Viehe until Tuesday.

Senate Bill No. 192, entitled:

An act legalizing proceedings of School Trustees of Milton, Wayne county, Indiana.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Mr. Henry asked to be relieved from further duties on the Committee on Fees and Salaries.

Which request was granted, and the Lieutenant Governor appointed Mr. Sayre to fill the vacancy.

Senate Bill No. 85, entitled:

An act prescribing duties and powers of Mayors and Police Courts.

Was read a second time, with the committee report thereon recommending that it do pass.

Mr. Henry moved to amend report by indefinite postponement.

Which was agreed to.

Report as amended concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Act No. 158, Senate: An act to authorize the Board of Revision of Laws to appoint two clerks, and providing for their duties and compensation.

Senate Joint Resolution No. 2: A joint resolution in relation to the jurisdiction of United States Courts in suits for or against national banks.

And the same are herewith returned to the Senate for the signature of the President thereof.

Senate Bill No. 119, entitled:

An act legalizing acts of Monroeville, Allen county, Indiana.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 90, entitled:

An act to encourage immigration to Indiana.

Was read a second time, with committee majority report thereon recommending that it be amended, and when so amended that it do pass.

Mr. Bell moved to lay on the table.

Which was agreed to.

Senate Bill No. 199, entitled:

An act amending section 7 of assessment law.

Was read a second time, with committee majority report thereon recommending that it be amended, and when so amended that it do pass.

Mr. Ristine offered the following amendment:

MR. PRESIDENT:

I move to amend as follows: By striking out the word "ninth," in line 17, page 2, and inserting in lieu thereof the word "eighth;" and by striking out the word "tenth," in line 21, of page 2, and inserting in lieu thereof the word "ninth."

Which was adopted.

The Lieutenant Governor announced that he had signed Senate Bill No. 158, and Senate Joint Resolution No. 2.

Mr. Sayre moved that when the Senate adjourn, it adjourn till 2 o'clock Monday.

Which was agreed to.

Senate Bill No. 79, entitled:

An act concerning the purchase of toll roads and their maintenance, etc.

Was read a second time, with committee majority report thereon, recommending that it do pass.

Concurred in.

Ordered engrossed.

On motion of Mr. Comstock, the vote ordering the engrossment of said bill was reconsidered.

Mr. Shaffer moved to make it special order for Monday, at 2 o'clock, P. M.

Which was agreed to.

Senate Bill No. 245, entitled:

An act enlarging the power of incorporated cities, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 178, entitled:

An act relating to mortgages, where State holds interest, etc.

Was read a second time, with committee report thereon recommending that it be indefinitely postponed.

Mr. Langdon moved to amend the report by laying on table.

Which was agreed to.

Report as amended concurred in.

Mr. Wood asked and obtained leave of absence for Mr. Sayre until Monday evening.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has authorized me to report the delivery of enrolled Senate Act, No. 158, and Senate Joint Resolution No. 2, to the Governor, for his approval and signature, on this, the 12th day of February, 1881.

Senate Bill No. 241, entitled:

An act fixing compensation of Speaker of the House at $10 per day.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 110, entitled:

An act granting Indianapolis power to license pawnbrokers, etc.,

Was read a second time, with committee report thereon, recommending that it be amended, and when so amended that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 161, entitled:

An act authorizing the appointing of short-hand reporters, etc.

Was read a second time, with committee report thereon, recommending that it be amended, and when so amended that it do pass.

Mr. Spann offered the following amendment:

MR. PRESIDENT:

I move to amend the report of the committee by striking out the word "three" and inserting the word "five," in line 26.

Which was adopted.

The report, as amended, was concurred in.

Ordered engrossed.

On motion the Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY AFTERNOON.

FEBRUARY 14, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. J. P. Williams.

Pending the reading of Saturday's Journal, on motion of Mr. Traylor, the further reading of the Journal was dispensed with.

Mr. Shaffer moved that Senate Bill No. 186, entitled, an act allowing women to vote for Presidential electors, etc., be postponed until Friday at 10 o'clock A. M.

Which was agreed to.

Mr. Comstock offered the following notice:

"I give notice that on Tuesday, the 15th day of February, 1881, I shall move to change standing Rule No. 1, of the Senate, so that the same shall read as follows: The President shall take the Chair every day precisely at 9 o'clock in the forenoon, and 2 o'clock in the afternoon, unless the Senate shall, by motion, have adjourned to some other hour appointed by such motion. He shall immediately call the Senators to order, and on the appearance of two-thirds shall cause the Journal of the preceding day to be read."

Mr. Foster moved to postpone special orders.

Which was rejected.

The Lieutenant Governor announced special order, being Senate Bill No. 132.

The pending question being on the committee report to lie upon the table.

Which was rejected.

The Lieutenant Governor announced special order, being Senate Bill No. 79.

Mr. Ristine offered the following amendment:

MR. PRESIDENT:

I move to amend by striking out section 4, and in lieu thereof substitute the following: "The bonds of the county payable in installments, or at intervals not exceeding in all the period of eight years, bearing interest at the rate not to exceed six per cent per annum. And such bonds and the interest thereon shall be paid in such installments as the board may deem best, by a special tax levied for that purpose at the time the general yearly tax levy is made: *Provided, however,* That all bonds which shall have been assessed for the purpose of constructing free gravel roads under the act of March 3, 1877, shall be exempt from taxation for the purpose of purchasing said toll roads.

Mr. Comstock offered the following amendment to the amendment:

Add to section 4 the following, to wit: *Provided,* That in any county, in the treasury of which there is not sufficient money to pay for such purchase, the County Commissioners may in their discretion issue.

Which was adopted.

The amendment as amended was then adopted.

Mr. Smith offered the following amendment:

I move to amend by striking out section 1 and all that part of section 2 that refers to the rate taken in section 1.

Which was rejected.

Mr. Bell offered the following substitute for section 4:

Any turnpike, as aforesaid purchased, shall be paid for out of any money in the county treasury unappropriated, but no county shall, under this act, purchase any turnpike while in debt for one previously purchased: *Provided,* That in any case when there is not sufficient money in the treasury of any county, not otherwise appropriated, to pay for any such purchase, the Board of Commissioners of such county may, in their discretion, issue the bonds of such county running not more than eight years, and bearing not a greater rate of interest than 6 per cent., to pay for such purchase.

Which was rejected.

Mr. Shaffer offered the following amendment:

MR. PRESIDENT:

I move to amend by striking out section 5, and substituting therefor the following: "That whenever such toll roads which have been purchased and have become free turnpike roads, all such roads so purchased and free shall be kept in repair the same as other free turnpike roads are kept in repair, under the act approved March 24, 1879."

Which was agreed to.

Mr. Menzies offered the following amendment to said bill:

I move to amend the bill by striking out section 9.

Which was adopted.

Ordered engrossed.

Mr. Shaffer moved to reconsider the vote postponing Senate Bill No. 186.

Which was agreed to.

Mr. Shaffer moved to amend by making it a special order for Thursday at 10 o'clock A. M.

Which was agreed to.

The Lieutenant Governor announced order of business, being House bills on first reading.

Engrossed House Bill No. 39, entitled:

A bill supplemental to an act approved March 5, 1859, entitled, "An act authorizing the purchasers of railroads, plank roads, turnpike and macadamized roads, or parts thereof, under mortgage sale or sales, made according to the terms of deeds of trust, to organize as incorporated companies, and prescribing their powers and duties."

Was read a first time, and referred to the Committee on Corporations.

Engrossed House Bill No. 61, entitled:

A bill concerning telephone companies and supplemental to an act for the incorporation of manufacturing and mining companies, etc.

Was read a first time, and referred to the Committee on Judiciary.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., February 12, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Bill No. 158, and have also received Senate Joint Resolution No. 2, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER,
Governor.

Engrossed House Bill No. 59, entitled:

A bill authorizing the sale and conveyance of certain lands belonging to the State of Indiana.

Was read a first time and referred to the Committee on Rights and Privileges.

Engrossed House Bill No. 34, entitled:

A bill for the election of a Police Judge in all cities of this State having a population of sixty thousand or more inhabitants, etc.

Was read a first time and referred to the special committee.

Mr. Comstock asked and obtained leave of absence for the Committee on Revision for to-day.

Engrossed House Bill No. 107, entitled:

A bill to amend section 6 to an act entitled, "An act to establish a Superior Court in the county of Vanderburgh," etc.

Was read a first time, and referred to the Committee on Organization of Courts.

Engrossed House Bill No. 132, entitled:

A bill to authorize the Auditor of Dearborn county to report concerning school funds to the Superintendent of Public Instruction.

Was read a first time, and referred to the Committee on Education.

Engrossed House Bill No. 32, entitled:

A bill defining cruelty to animals, and declaring it a misdemeanor, etc.

Was read a first time and referred to the Committee on Reformatory Institutions.

The Lieutenant Governor appointed Mr. Wood on the Committee on Organization of Courts.

On motion of Mr. VanVorhis, Senate Bill No. 93 was made a special order for Wednesday at 2 o'clock P. M.

Engrossed House Bill No. 98, entitled:

A bill for the relief of Silas T. Brandon, etc.

Was read a first time and referred to the Committee on County and Township Business.

Engrossed House Bill No. 66, entitled:

A bill to legalize the acts of incorporation, by laws, rules and regulations, etc., and an ordinance for issuing bonds for the erection of a public school building of the town of Chauncy, etc.

Was read a first time and referred to the Committee on Corporations.

Engrossed House Bill No. 71, entitled:

A bill providing for the speedy publication of certain laws, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 105, entitled:

A bill relating to the duties of justices of the peace, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 119, entitled:

A bill amendatory of the act concerning the organization and perpetuity of voluntary associations, etc.

Was read a first time and referred to the Committee on Benevolent Institutions.

Engrossed House Bill No. 123, entitled:

A bill legalizing the elections held in the years 1878, 1879 and 1880, in the town of Brookston, etc.

Was read a first time and referred to the Committee on Corporations.

Engrossed House Bill No. 91, entitled:

A bill to encourage immigration to the State of Indiana, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 27, entitled:

A bill providing for the submission of legal questions by the General Assembly to the Supreme Court, etc.

Was read a second time, with committee report thereon, recommending that it be indefinitely postponed.

Which was concurred in.

Engrossed House Bill No. 23, entitled:

A bill enabling manufacturing and mining companies of other States to purchase, hold, etc., real estate within this State, etc.

Was read a second time, with committee report thereon, recommending that it do pass.

Which was concurred in.

Mr. Bundy offered two petitions on the question of temperance.

Which were referred to the Committee on Temperance, without reading.

Mr. Leeper introduced a petition from citizens on the question of woman suffrage.

Which was referred to the Committee on Federal Relations without reading.

Mr. Bischowsky offered a petition from citizens of Vigo county on the question of compulsory education.

Which was referred to the Committee on Education without reading.

Mr. Garrigus offered a petition from citizens on the temperance question.

Which was referred to the Committee on Temperance without reading.

Mr. Hefron offered a petition from citizens on the question of the assessment law.

Which was referred to the Committee on Revision of Laws, without reading.

Mr. Grubbs offered a petition from citizens on the temperance question.

Which was referred to the Committee on Temperance, without reading.

Mr. Traylor, from the Committee on Judiciary, reported on Senate Bill No. 284, relating to township taxes in incorporated towns, etc., recommending that it lie on the table.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 94, amending sections 1 and 2 concerning interest, etc., recommending that it be amended, and when so amended that it do pass.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 275, supplemental to the bastardy law, etc., recommending that it be indefinitely postponed.

Mr. Chapman, from the Committee on Judiciary, reported on Senate Bill No. 206, entitled, an act amending section 22 of the divorce law, etc., recommending that it be indefinitely postponed.

The Committee on Supervision and Inspection of the Journal made the following report:

MR. PRESIDENT:

The Committee on the Supervision and Inspection of the Journal of the Senate report that they have examined the Journal of February 10, 1881, and found the same correct.

Mr. VanVorhis, from the special committee, reported on Senate Bill No. 18, entitled, an act supplemental to an act for incorporation of cities, and changing the time of holding elections in Indianapolis, recommending that it be amended, and when so amended it do pass.

Mr. Graham, from the Committee on Corporations, reported on Senate Bill Nos. 164 and 246, recommending that they do pass.

Mr. VanVorhis, from the Committee on Benevolent Institutions, reported on Senate Bill No. 202, providing for appointment of trustees for benevolent institutions, etc., recommending that it do pass.

Mr. Davis, from the Committee on Finance, reported on Senate Bill No. 141, amending section 1 of tax law, etc., recommending that it do pass.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 256, recommending that it be indefinitely postponed.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill, No. 247, a majority of said committee recommending that it lie on the table.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 253, recommending that it be amended.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 34, recommending that it lie on the table.

Mr. Garrigus, from the Committee on Corporations, reported on Senate Bills Nos. 81 and 265, recommending that they do pass.

Mr. Ristine, from the Committee on Benevolent and Reformatory Institutions, made a majority report on Senate Bill No. 78, recommending that it be amended.

Mr. Bell, from the same committee, made a minority report on said bill, recommending that it be laid on the table.

Mr. Macartney, from the Committee on Banking, reported on Senate Bill No. 278, recommending that it do pass.

Mr. Smith, from the Committee on Fees and Salaries, reported on Senate Bill No. 231, recommending that it be indefinitely postponed.

Mr. Smith, from the Committee on Fees and Salaries, reported on Senate Bill No. 232, recommending that it do pass.

Mr. Smith, from the Committee on Fees and Salaries, reported on Senate Bill No. 268, recommending that it lie on the table.

Mr. Smith, from the Committee on Fees and Salaries, reported on Senate Bill No. 268, recommending that it be indefinitely postponed.

On motion of Mr. Chapman, Senate Bill No. 284 was recommitted to the Committee on Judiciary.

Mr. Bell introduced Senate Bill No. 289, entitled:

An act to amend section 11 of an act entitled, "An act in relation to the laying out, opening, widening, altering and vacation of streets, alleys, and highways," etc.

Which was read a first time, and referred to the Committee on Corporations.

Mr. Bell introduced Senate Bill No. 290, entitled:

A bill for an act to amend sections 20 and 61 of an act, entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc.

Which was read a first time and referred to the Committee on Corporations.

Mr. Chapman introduced Senate Bill No. 291, entitled:

A bill to repeal "An act to authorize aid to the construction of railroads by counties and townships taking stock in, and making donations to, railroad companies," etc., approved May 12, 1869.

Which was read a first time and referred to the Committee on Rights and Privileges.

Mr. Menzies introduced Senate Bill No. 288, entitled:

An act for the protection of private fish ponds and fish preserves.

Which was read a first time and referred to the Committee on Revision.

Mr. Coffey introduced Senate Bill No. 292, entitled:

An act to legalize the election of the Board of Trustees and all other officers of the town of Jonesville, in Bartholomew county, Indiana.

Which was read a first time and referred to the Committee on Corporations.

Mr. Graham introduced Senate Bill No. 293, entitled:

An act to amend "An act on the subject of temperance," approved March 17, 1875.

Which was read a first time, and referred to the Committee on Temperance.

Mr. Grubbs introduced Senate Bill No. 294, entitled:

An act to amend an act entitled, "An act for the protection of the Sabbath, and providing penalties for the desecration thereof," approved February 28, 1855.

Which was read a first time, and referred to the Committee on Judiciary.

Mr. Leeper introduced Senate Bill No. 295, entitled:

An act concerning County Boards, of Education.

Which was read a first time and referred to the Committee on Education.

Mr. Traylor introduced Senate Bill No. 296, entitled:

An act to amend section 32 of an act, entitled, "An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named, providing for certain employes in certain public offices, and fixing their compensation," etc., approved March 31, 1879.

Which was read a first time and referred to the Committee on Fees and Salaries.

Mr. White introduced Senate Bill No. 297, entitled:

A bill concerning common schools, prescribing the duties of certain officers in relation thereto, and repealing all laws and parts of laws in conflict therewith.

Was read a first time and referred to the Committee on Education.

Mr. Kahlo asked and obtained leave of absence for Committee on Public Buildings, and Joint Committee on Public Buildings, for to-morrow.

Mr. Owen asked and obtained leave of absence for the Committee on Education for to-morrow.

On motion the Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY MORNING.

FEBRUARY 15, 1881.

Senate re-assembled at 10 o'clock, A. M., Lieutenant Governor in the Chair.

Prayer was offered by the Rev. Rufus D. Black.

Pending the reading of Monday's Journal, on motion of Mr. Chapman, the further reading of the Journal was dispensed with.

Engrosed House Bill No. 12, entitled:

An act to vacate cemeteries within corporate limits, etc.

Was read a first time and referred to the Committee on Corporations.

Engrossed House Bill No. 295, entitled:

An act legalizing the corporation of Green Hill Seminary, etc.

Was read a first time and referred to the Committee on Corporations.

Joint House Resolution No. 1, in regard to the reconstrucion by the government of the Wabash and Erie Canal.

Was read a third time and, on motion by Mr. Comstock, was laid on the table.

House Joint Resolution No. 2, requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Was read a third time.

The question being, Shall the resolution pass?

The ayes and nays being called for, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Ma-

cartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Spann, Taylor, VanVorhis, Viehe, Voyles, Wilson, Wood and Yancey. Ayes, 34.

No one voting in the negative.

So the resolution passed.

Mr. Chapman moved to amend the title so as to read, "and seamen."

Which was adopted.

Title adopted as amended.

The following message was received from the House of Representatives:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That a committee of seven, four members from the House and three from the Senate, be appointed, who shall have referred to them all matters connected with the sewerage of the Female Prison and Reformatory for Women and Girls, and the Institute for the Deaf and Dumb; that they ascertain and report to the two Houses the best and cheapest methods of constructing said sewers, and the cost of construction; the best arrangement that can be made with the City Council of Indianapolis for the construction of said sewers, and all such further facts as will enable the General Assembly to act advisedly in the matter. Also, that they inquire into the expediency of selling out the lands owned by the State connected with said institutes, and also the buildings used by said institutions, and relocating said institutions at some distance from the city of Indianapolis, and that they report a bill or resolution giving full power to carry out their recommendations; and the Speaker has appointed on said committee, on the part of the House, Messrs. Miles, Stewart, Cauthorn and Cummings.

I am also directed to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 16, after having amended the same by inserting in line No. 7 of the second amendment, in lieu of the words "4th day of April," the words "14th day of March." And the Senate is respectfully requested to concur in said amendment.

House Bill No. 23, to enable manufacturing and mining companies of other States to purchase, hold, etc., real estate within the State.

Read second time with committee report recommending that it do pass.

Senate Bill No. 83, entitled:

An act in relation to notes payable in bank in this State, etc.

Read second time with majority and minority reports. The minority report recommend that bill be amended by striking out the whole of section 3, and when so amended that the bill do pass. The majority report recommend that bill be reported back and be indefinitely postponed.

Mr. Hefron moved minority report be substituted for majority report.

The ayes and nays being demanded by Messrs. Traylor and Hefron, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Coffey, Compton, Davidson, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Voyles, Wilson, Wood and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Comstock, Graham, Grubbs, Langdon, Ristine, Spann, VanVorhis and Viehe. Nays, 12.

So the motion was agreed to.

Report as amended concurred in, and ordered engrossed.

Senate Bill No. 82:

An act to amend section 10 of an act touching guardian and ward.

Was read a second time, with committee report recommending it do pass.

Which was concurred in and ordered engrossed.

Senate Bill No. 170, entitled:

An act authorizing the Auditor of State and County Auditors to satisfy mortgages in part or release a part of mortgaged premises on payment of the full proportion of the sum secured by such mortgages, with committee report recommending that bill be indefinitely postponed.

Which was concurred in.

Senate Bill No. 174, entitled:

An act limiting the time for redemption by junior incumbrances, etc.

Was read a second time, with Committee report thereon recommending that it do pass.

Concurred in and ordered engrossed.

Senate Bill No. 84, entitled:

An act amending section 8 of election law, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in and ordered engrossed.

Senate Bill No. 131:

An act to amend the 16th section of an act, entitled, "An act providing for the incorporation of companies for the purpose of constructing bridges for railway and common roadway purposes," etc.

Was read a second time, with committee's report recommending that it be amended by striking out all after the enacting clause, and recommending the substitution of new matter.

Mr. Menzies offered the following amendment:

I move to amend the bill by striking out all after the word "whenever," in line 23, section 1, to and including the word "guaranty," in line 35 of same section, and inserting in lieu thereof the following words: "A majority of the taxpayers of such city shall, by petition to the common council, petition that such city shall guarantee such bonds, then the common council shall, by ordinance or resolution, vote such guaranty."

Which was adopted.

Report as amended concurred in.

Ordered engrossed.

Senate Bill No. 124, in relation to an act to amend sections 103 and 104 of an act entitled, "An act to provide for general system of common schools," etc.

Read second time, with committee report recommending it lie on the table.

Which was concurred in.

Senate Bill No. 180, entitled:

An act to amend section 1 of the Sunday law.

Which was read a second time, with committee report recommending that bill do pass.

Which was concurred in and ordered engrossed.

On motion of Mr. VanVorhis, House concurrent resolution concerning the sewerage of female prison, etc., was read.

Which was adopted.

Senate Bill No. 62, entitled:

An act to remove the disabilities of coverture.

Read second time, with committee report that bill do pass.

Mr. Menzies moved to postpone till one week from to-morrow at 10 o'clock A. M.

Mr. Chapman moved to postpone till Tuesday at 2 o'clock P. M.

Which was accepted by Mr. Menzies.

The ayes and nays being demanded by Messrs. Langdon and Menzies, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Coffey, Compton, Davidson, Grubbs, Hostetter, Howard, Hutchinson, Langdon, Lockridge, Macartney, Major, Menzies, Rahm, Ristine, Viehe and Voyles. Ayes, 19.

Those who voted in the negative were:

Messrs. Comstock, Graham Hart, Hefron, Henry, Keyser, Kramer, Marvin, Poindexter, Spann, Traylor, VanVorhis, Wilson and Yancey. Nays, 14.

So the motion was agreed to.

Senate Bill No. 209, entitled:

A bill to legalize acts of Notaries Public whose commissions had expired, or had been ineligible to office, etc.

Was read a second time, with committee's report that a majority of the committee recommend the bill do pass.

Which was concurred in.

Ordered engrossed.

Senate Bill No. 134, entitled:

A bill for an act concerning married women.

Was read a second time.

Mr. Menzies moved to make it a special order for Tuesday next at 2 o'clock P. M.

Which was agreed to.

Senate Bill No. 97, entitled:

An act to provide for appropriation of property for school purposes, and declaring an emergency.

Was read a second time, with committee report recommending that bill be indefinitely postponed.

Mr. Bundy moved to amend by recommending that bill pass.

Which was agreed to.

Report as amended was adopted and ordered engrossed.

The Chair appointed on the part of the Senate, Messrs. Chapman, Vieke and Lockridge to act on the committee provided for by the House concurrent resolution concerning sewerage of benevolent institutions, etc.

Senate Bill No. 183, entitled:

An act to provide for the issuing of ordinance stores and camp and garrison equipage, to colleges having military departments, etc.

Was read a second time with committee report recommending that it do pass.

Which was concurred in and ordered engrossed.

Senate Bill No. 103, entitled:

An act to protect property of public libraries, etc.

Was read a second time with committee report thereon, recommending that it do pass.

Concurred in and ordered engrossed.

Senate Bill No. 105, entitled:

An act concerning county libraries.

Was read a second time with committee report thereon, recommending that it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 237, entitled:

An act legalizing the acknowledgments and recording of certain instruments.

Was read a second time with committee report thereon, recommending that it be indefinitely postponed.

Senate Bill No. 258, entitled:

An act to provide for the care and custody of abandoned children, etc.

Was read a second time with the committee report thereon, recommending that it be laid on the table.

On motion, the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, February 15, 1881.

Senate re-assembled at 2 o'clock, P. M., Lieutenant Governor in the Chair.

Mr. Chapman moved to amend the report by providing that bill pass.

Ayes and nays were demanded by Messrs. Yancey and Graham, roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Graham, Grubbs, Keyser, Kramer, Macartney, Marvin, Spann, Wilson and Yancey. Ayes, 12.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Foster, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Langdon, Lockridge, Majors, Menzies, Poindexter, Rahm, Ristine, Traylor, Urmstan, VanVorhis, Voyles and Wood. Nays, 25.

So motion was rejected.

Report concurred in.

The Lieutenant Governor announced as the special order Senate Bill No. 4, providing for the government and organization of State prisons.

On motion of Mr. Chapman, the bill was read by sections.

Mr. Coffey moved to strike out the enacting clause.

The ayes and nays being demanded by Messrs. Henry and Chapman, and the roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles and Wood. Ayes, 18.

Those voting in the negative were:

Messrs. Bischowski, Bundy, Chapman, Comstock, Graham, Grubbs, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Ristine, Spann, VanVorhis, Wilson and Yancey. Nays, 17.

So the motion was agreed to.

Mr. Menzies moved to reconsider the vote which was taken, and that it lie on the table.

Ayes and nays were demanded by Messrs. Menzies and Traylor, roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Brown, Coffey, Compton, Davidson, Foster, Hart, Hefron, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Viehe, Voyles and Wood. Ayes, 20.

Those who voted in the negative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Graham, Grubbs, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Poindexter, Ristine, Spann, VanVorhis, Wilson and Yancey. Nays, 18.

So the motion was agreed to.

Concurrent Resolution No. 7, relating to laying the corner-stone of the new State-house, with committee report, recommend that it be amended so as to to read:

WHEREAS, At the laying of the corner-stone of the new State-house, on the 28th day of September, 1880, at Indianapolis, no proper mention was made in the ceremonies of the occasion, nor history therein deposited, of the very important part taken by this State through the gallant volunteer soldiery in the suppression of the late rebellion and the preservation of our national union; therefore,

Resolved, That the resolution be amended to read as follows:

Resolved by the Senate, the House concurring therein, That justice to the memory of those who gave their services and their lives, and a fair and just recognition of the services of the soldiers of this State demands that in some way a memorial be placed on said building which shall be a fitting and equally lasting memento of the gallant part taken by Indiana soldiers in the War for the Union, and that when so amanded resolution shall pass.

Mr. Spann offered the following substitute:

MR. PRESIDENT:

I move to substitute the following in place of the resolution recommended by the committee in this report:

Resolved by the Senate, the House concurring therein, That justice to the memory of those who gave their services and lives, and a fair and just recognition of the services of the soldiers of this State, demands that in some way a memorial be placed in said building; therefore, the State House Commissioners are hereby instructed to remove the present corner-stone of the new State-house, and after depositing therein some suitable record or memorial to commemorate the part taken by the State of Indiana in the late war and the Mexican war, and a suitable record of the various regiments who went from the State in aid and defense of their country in said wars, then to relay the same with such appropriate ceremonies as would be fitting to the memory of these brave men.

Mr. Grubbs moved it be made a special order for Wednesday week, at 2 o'clock, P. M.

Which was agreed to.

Senate Bill No. 139, entitled:

An act amending section 1 in regard to supervisors, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Macartney offered the following amendment:

I move to amend section 3, line 4, by adding the word "five" after the word "twenty," making the same read "twenty-five" cents.

Which was adopted.

Ordered engrossed.

Senate Bill No. 185, entitled:

An act to amend section 4 of an act entitled, "An act to provide for the election and certain duties of prosecuting and district attorneys," etc.

Read second time, with committee report recommending it be indefinitely postponed.

Mr. Wilson moved to amend the report by substituting the following in lieu thereof: "That the bill do lie upon the table."

Mr. Brown moved to lay the motion on the table.

Which was rejected.

Mr. Wilson's motion was adopted.

Report as amended adopted.

Senate Bill No. 18, entitled:

An act supplemental to an act for the the incorporation of cities; changing time of holding elections in Indianapolis, etc.

Was read a second time, with committee report thereon recommending that it be amended, and when so amended it do pass.

Concurred in and ordered engrossed.

Senate Bill No. 74, entitled:

An act to regulate and improve the practice of medicine in the State of Indiana, etc.

Was read a second time, with committee's report recommending that the bill do pass, and that 100 copies of the same be printed for the use of the Senators.

Mr. Yancey moved that the bill be made a special order for Monday at 2 o'clock.

Mr. Poindexter moved that 200 copies of Bill No. 128, regulating the sale of intoxicating liquors, be printed.

Which was adopted.

Senate Bill No. 206, entitled:

An act to amend section 22 of "An act regulating the granting of divorces," etc.

Was read a second time, with committee's report recommending that it be indefinitely postponed.

On motion by Mr. Coffey it was recommitted to the Committee on Organization of Courts.

Senate Bill No. 5, entitled:

An act to amend sections 17 and 18, providing for the salary to Mine Inspector, etc.

Was read a second time, with committee's report recommending that it be amended.

Report concurred in.

Ordered engrossed.

Mr. Comstock called up his motion to change the hour of meeting in the forenoon from 10 to 9 A. M.

Mr. Brown moved to lay the motion on the table.

The ayes and nays being demanded by Messrs. Brown and Comstock, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Foster, Hart, Howard, Kramer, Major, Marvin, Menzies, Poindexter, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Voyles and Wood. 23.

Those voting in the negative were:

Messrs. Bundy, Comstock, Grubbs, Henry, Hostetter, Keyser, Lockridge, Macartney, Wilson and Yancey. 10.

So the motion was agreed to.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

WEDNESDAY MORNING.

FEBRUARY 16, 1881.

Senate assembled at 10 o'clock, A. M., Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. K. Pye.

Pending the reading of Tuesday's Journal, on motion of Mr. Comstock, the further reading of the Journal was dispensed with.

The Lieutenant Governor announced special order Senate Bill No. 271, entitled, amendments and new matter in the civil code, recommended by the Revision Commission and the Joint Committee on Revision of the Laws.

Mr. Comstock moved that only the sections amended be read.

Which was agreed to.

Sections 1, 36 and 37 were adopted as read.

Mr. Wilson offered the following amendment to section 38:

Amend section 38 by adding after the word "circulation," in line 5 of said section, the following: "named by the plaintiff or his attorney."

Mr. Chapman offered the following amendment to the amendment:

Strike out the word "printed," in line 5 of printed bill, named by the plaintiff or his attorney, "printed in the English language and published."

Which was adopted.

Amendment as amended was adopted.

Section 38 as amended adopted.

Sections 53, 54, 56, 64, 67, 74, 75 and 80, were adopted as read.

Mr. Urmstan offered the following amendment to section 136:

I move to amend by adding after the word "circuit," in line —, the following: "*Provided*, in case of the absence from his circuit

of the Judge of the Circuit Court where the case is pending, or if he shall be sick or unable to attend to business from any cause, or if there be a vacancy in the office of Judge in such circuit, then, and in either of such cases upon a showing of such facts or facts being made any Judge of an adjoining circuit may issue such restraining order or injunctions in term time or in vacation, and the same shall operate and have like effect as if issued by the Judge of the court having jurisdiction of such case.

Which was rejected.

Section 140. Mr. Wilson offered the following amendment:

Add to section 140 the following, "and examine witnesses orally."

Which was rejected.

Mr. Henry offered the following amendment:

I move to amend section 140 by striking out the word "an" before the word "injunction" and inserting the words "a restraining order or temporary."

Which was adopted.

Section as amended was adopted.

Section 156 being read, Mr. Brown offered the following amendment:

Provided, that the plaintiff shall be entitled to an attachment for the causes mentioned in the second, fourth, fifth and sixth specifications of this section, whether his cause of action be due or not.

Which was adopted.

Section as amended adopted.

Sections 186 and 199 were adopted as read.

Mr. Brown offered the following amendment:

Strike out of sub-division 3, section 207, all after the word "prejudice."

Mr. Brown moved that the Senate take a recess of ten minutes to greet Ex-Vice President Colfax.

Which was agreed to.

On motion, Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, February 16, 1881.

Senate reassembled at 2 o'clock, the Lieutenant Governor in the Chair.

On motion of Mr. Shaffer, House Joint Resolution No. 1, relating to building of Wabash and Erie Canal by the United States Government.

Was taken up and read a third time.

Question, Shall the Joint resolution pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Comstock, Foster, Grubbs, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Smith, Spann, Traylor, Urmston, VanVorhis, Viehe, Voyles, White, Wood and Woollen. Ayes, 34.

No one voting in the negative.

So the joint resolution passed.

Title adopted as read.

On motion by Mr. Menzies, Senate Bill No. 3, relating to establishing State Board of Health, etc., was made a special order immediately after this.

Question on pending amendment to civil code bill.

Ayes and nays being demanded by Messrs. Bundy and Graham, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Davis, Garrigus, Graham, Grubbs, Leeper, Lockridge, Major, Marvin, Shaffer, Smith, Spann, Traylor, Urmston, VanVorhis, Viehe, Wilson and Wood. Ayes, 24.

Those who voted in the negative were:

Messrs. Bundy, Compton, Comstock, Foster, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Macartney, Menzies, Owen, Poindexter, Ristine, Voyles, White and Woollen. Nays, 21.

So amendment was adopted.

Mr. Henry offered the following amendment:

I move to amend the section by adding after the word "pending," in line 22 of the printed section, the following words: "*Provided*, That in any application for a change of venue in this section mentioned, the applicant shall also state in his affidavit that he has a good and meritorious cause of action or defense," which shall be specifically set forth therein.

The ayes and nays being demanded by Messrs. Spann and Graham, and taken, resulted as follows:

Mr. Wilson's amendment to amendment:

I move to amend the amendment by striking out the following words in said amendment: "Which shall be specifically set forth therein."

Which was rejected by a vote of 21 to 22.

Question on amendment as amended.

The ayes and nays being demanded by Messrs. Spann and Briscoe, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Foster, Hart, Hefron, Henry, Keyser, Langdon, Menzies, Poindexter, Ristine, Shaffer, Smith and Voyles. Ayes, 13.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Lockridge, Macartney, Major, Marvin, Owen, Rahm, Sayre, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Wood and Woollen. Nays, 35.

So the amendment as amended was rejected.

Section 207 adopted as amended.

Section 208 was adopted.

Mr. Foster moved to postpone further reading of code until Monday.

Which was rejected.

Section 211 read.

Mr. Chapman offered the following amendment:

6th. When bills of exchange, promissory notes, mortgages and other contracts, in writing, for the payment of money within ten years.

Which was rejected.

Mr. Kramer offered the following amendment:

Amend 2d specification by striking out "five" and substituting "three" in lieu thereof.

Mr. Wilson offered the following amendment to the amendment, as follows:

I move to amend the amendment by striking out the word "three" and insert "two" in lieu thereof.

Which was rejected.

Amendment also rejected.

Sections 211, 224, 231, 236, 237, 253, 260, 267, 316, 317, 318, 279, 281, 284, 295 and 305, were adopted as read.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That our Senators in Congress be instructed, and our Representatives be requested, to use their influence to secure the passage by Congress of a law making the treasury notes of the United States taxable by States, counties and municipal corporations, the same as other property is now taxed.

I am also directed to inform the Senate that the House has passed a concurrent resolution of the House for the appointment of a joint committee of five, to report by bill or otherwise in reference to the State's indebtedness to the common school revenue, and said resolutions are herewith submitted to the Senate for its action thereon.

The Lieutenant Governor laid before the Senate a communication from the Board of Trade of Indianapolis.

Which was referred to the Committee on Rights and Privileges.

Sections 3, (acts of 1861), 318, 320, 322, 323 and 392 were adopted as read.

Mr. Hostetter moved that Senate do now adjourn.

The ayes and nays being demanded by Messrs. Menzies, Bell, Hefron, Leeper and Brown, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Chapman, Coffey, Compton, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Langdon, Lockridge, Poindexter, Rahm, Spann, Traylor, Urmstan, Voyles and Woollen. Ayes, 20.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Comstock, Davidson, Foster, Henry, Keyser, Kramer, Leeper, Macartney, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis, Viehe, White, Wilson and Wood. Nays, 25.

So motion was rejected.

Sections 782 and 784 were adopted as amended.

Mr. Menzies offered the following amendment:

MR. PRESIDENT:

I move to amend section 784 of the bill by striking out all after the word "years," and inserting the following: "The damages can not exceed ten thousand dollars, and must inure to the exclusive benefit of the widow and children, if any, or next of kin, to be distributed in the same manner as personal property of the deceased."

Which was adopted.

Section adopted as amended.

Mr. Leeper moved that the Senate adjourn.

The ayes and nays being demanded by Messrs. Chapman, Garrigus, VanVorhis, Bell and Menzies, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Chapman, Coffey, Davis, Grubbs, Hart, Hefron, Howard, Kramer, Leeper, Major, Marvin, Poindexter, Traylor, Urmstan, Wood and Woollen. Ayes, 19.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White and Wilson. Nays, 28.

So the motion was rejected.

Section 325 was adopted as read.

Mr. Chapman moved that Senate adjourn.

The ayes and nays being demanded by Messrs. Hart, VanVorhis, Owen, Menzies and Comstock, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Chapman, Coffey, Davidson, Davis, Hefron, Kahlo, Kramer, Leeper, Lockridge, Majors, Marvin, Poindexter, Rahm, Sayre, Shaffer, Traylor, Urmstan, Wood and Woollen. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Keyser, Langdon, Macartney, Menzies, Owen, Ristine, Smith, Spann, VanVorhis, Viehe, Voyles, White and Wilson. Nays, 27.

Section 328 was read.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

FEBRUARY 17, 1881.

Senate assembled at 10 o'clock, A. M., Lieutenant Governor in the Chair.

Pending the reading of Weduesday's Journal, on motion of Mr. VanVorhis, the further reading of the Journal was dispensed with.

On motion of Mr. Chapman Senate Bill No. 78 was referred to Committee on Executive Appointments.

On motion of Mr. Shaffer, Senate Bill No. 30 was made special order for Thursday, at 10 o'clock, A. M.

Mr. White moved Senate Bill No. 25 be made special order for Tuesday morning at 10 o'clock.

Mr. Hutchinson, from Committee on Supervision and Inspection of Journal, to whom was referred Senate Journal of Tuesday, February 15, 1881, have examined same and find it correct.

Mr. Spann moved to postpone the pending order and take up special order for this hour, Senate Bill No. 176.

The ayes and nays being demanded by Messrs. Menzies and Spann, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Davis, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayer, Smith, Spann, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 30.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Chapman, Coffey, Compton, Comstock, Henry, Langdon, Leeper, Menzies, Traylor, Urmstan and VanVorhis. Nays, 18.

So the motion was agreed to.

Mr. Wilson moved that the Senate take a recess for one hour, and that the ladies be invited to address the Senate.

Which was agreed to.

Mr. Bell presented the following protest:

MR. PRESIDENT:

The special order of business on Wednesday, February 16, 1881, being Senate Bill No. 271, the civil code, and the same not being concluded, but being under consideration at adjournment on said day, and after the meeting of the Senate on Thursday morning, February 17, 1881, and the reading of the Journal, it was moved and seconded that the order of business be suspended, and Senate Bill No. 186 be taken up and at once considered. A majority of the Senate only, and not two-thirds of the Senators present, voting in favor of said motion, as required by rule 54, the President declared said motion carried and the order of business suspended over the objection made by the Senators.

The undersigned do hereby protest against said ruling and action, and ask that this, their protest, be spread upon the Journal of the Senate.

G. V. MENZIES, Senator from Gibson and Posey.
R. C. BELL, Senator from Allen and Whitley.
George H. CHAPMAN, Senator from Marion.

Which was so ordered.

Mr. Comstock moved to proceed with the code.

Ayes and nays being demanded by Messrs. Bell and Yancey, and the roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Hart, Hefron, Henry, Howard, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Ristine, Shaffer, Urmstan, Viehe, Wood and Woollen. Ayes, 28.

Those who voted in the negative were:

Messrs. Bundy, Foster, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Keyser, Marvin, Owen, Poindexter, Rahm, Sayre, Smith, Spann, Traylor, VanVorhis, Voyles, White, Wilson and Yancey. Nays, 21.

So motion was agreed to.

Section 328 was read.

Mr. Urmstan offered the following amendment:

Amend, by striking out the following words, "with the consent of all the parties."

Question on the amendment?

The ayes and nays being ordered by the Lieutenant Governor, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Compton, Davidson, Foster, Graham, Grubbs, Hart, Hefron, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Rahm, Ristine, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Wood and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Benz, Bundy, Comstock, Garrigus, Henry, Hostetter, Marvin, Sayre, Shaffer and Traylor. Nays, 10.

So the amendment was agreed to.

Mr. Garrigus, from the Committee on Corporations, reported on House Bill No. 295, entitled, a bill to legalize the incorporation of Green Hill Seminary Association, of Warren county, Indiana, recommending that it do pass.

Report concurred in.

Mr. Owen moved to suspend constitutional rules, and that bill be read third time by title only and put upon its passage.

Ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham,, Grubbs, Hart, Hefron, Henry, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Wood and Yancey. Ayes, 45.

No one voting in the negative.

So motion was agreed to.

House Bill No. 295 was read a second time by title, and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Wood and Yancey. Ayes, 45.

So the bill passed.

Title adopted as read.

On motion of Mr. Chapman, Senate Bill No. 258 was referred to the Committee on Rights and Privileges.

On motion of Mr. Spann, Senate Bill No. 186 was made a special order for Friday week at 10 A. M.

On motion the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, FEBRUARY 17, 1881.

The Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Sections 341 and 346 adopted as read.

Acts of 1831, section 1, was read.

Mr. Spann offered the following amendment:

MR. SPEAKER:

I move to insert the following words after the word "circuit," in line 3, of section 1, "who shall be a resident of the county seat."

Which was adopted.

Mr. Garrigus offered the following amendment:

Amend by striking out the word "shall," in line 2, and insert in lieu thereof the words "may, in his discretion."

Which was rejected.

Section adopted as amended.

Section 8 was read.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend by striking out the word "in," and insert in lieu thereof the following: "When the office of Judge shall be vacant."

Mr. Wilson offered the following as a substitute for the amendment, viz: To strike out the whole of section 8.

Which was rejected.

Amendment adopted.

Mr. Henry offered the following amendment:

I move to amend section 8 by striking out from line 1 the words "any Judge," and insert "all Judges."

Which was adopted.

Mr. Spann moved to suspend the special order and take up the regular order of business.

Which was rejected.

Question on section as amended?

The ayes and nays being demanded by Messrs. Graham and Garrigus, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Van Vorhis, Viehe, Voyles, White and Wood. Ayes, 39.

Those voting in the negative were:

Messrs. Benz, Foster, Garrigus, Graham, Keiser, Shaffer, Urmstan, Wilson and Yancey. Nays, 9.

Which was agreed to.

Mr. Comstock asked and obtained leave of absence for Mr. Bell for to-day.

On motion of Mr. Bell, Senate Bill No. 187 was made special order to follow Senate Bill No. 93.

Section No. 352 read and adopted.

Section No. 354 read.

Mr. Viehe offered following amendment:

I move to strike out the word "before" and insert "during the term at which."

Which was adopted.

Mr. Comstock offered following amendment:

Amend section 354 by striking out second "or" in line 2 and insert instead the word "and."

Mr. Chapman presented the following:

Insert before the word "term" where it occurs after the words "and the last day of the general or special."

Which was adopted.

Mr. Brown presented the following:

"Of the session of court."

Which was adopted.

Section as amended adopted.

Sections 405, 406, 408, 434, 446, 452, 466, 476, 477, 518, 525, 527, 529, read and adopted.

Mr. Bundy offered the following:

Amend subdivision 2, of section 538, page 38, of printed amendments, by adding the words "or has accounted for the proceeds of such sale."

Which was adopted.

Section as amended adopted.

Acts of 1861, section 2, adopted.

Sections 555, 559, 563, read and adopted.

Section 565 read.

Mr. Henry offered the following:

Amend section 465 by striking out "certificate" and insert "certificate copy."

Ayes and nays were demanded by Messrs. Brown and Foster.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Foster, Henry, Kahlo, Keyser, Langdon, Shaffer, Spann and VanVorhis. Ayes, 11.

Those who voted in the negative were:

Messrs. Benz, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Hutchinson, Leeper, Lockridge, Macartney, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woollen and Yancey. Nays, 29.

So amendment was rejected.

Section No. 569 and 570 read and adopted.

Mr. Henry asked and obtained leave of absence for Mr. Menzies until Wednesday noon, and that they have paired on all political questions.

Mr. Graham moved special committee have leave to report on Senate Bill No. 252.

Which was agreed to.

Mr. Voyles reported from special committee on Senate Bill No. 251, recommending that the bill be amended by adding thereto the following section:

"SEC. 10. That all preachers or other persons engaged at any time in administering any 'holy unction' or the 'comforts of hope' to such indisposed patients as may be subject to the process of 'legalized doctoring,' shall not tolerate any uncouth or unlegalized professor of any kind of religion to loiter around the premises or beds of such unfortunates."

And when said bill has been so amended, we recommend that said bill shall be recommitted to the Committee on Canals and Swamp Lands, with instructions to said committee to so amend said bill that the provisions thereof shall not apply to colored camp-meetings in this State that may hereafter be held and carried forward without the benefit of clergy.

Sections 572, 579, 598, 601, 602, 617 and 618, were adopted as read.

Section 1 (acts of 1879) was read.

Mr. Voyles offered the following amendment:

MR. PRESIDENT:

I move that section 1 be amended as follows:

Strike out all after the word "jury" in line 19 of printed copy.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Senate.

FRIDAY MORNING.

FEBRUARY 18, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. B. Clarke.

Pending the reading of Thursday's Journal, on motion of Mr. Owen, the further reading of the Journal was dispensed with.

Mr. Spann offered the following resolution:

Resolved, That hereafter the Senate will devote one hour of the morning session and one hour and one-half of the afternoon session to the consideration of the code, after which the Senate will proceed with the regular order of business.

Mr. Chapman offered the following as a substitute:

Resolved, That after this day the Senate will devote the morning session to the general order of business exclusively, and that no special order shall be considered during the morning session, except such orders as have already been set down for such hour.

Which was accepted by Mr. Spann.

Mr. Comstock offered the following substitute for Mr. Chapman's amendment to Mr. Spann's resolution:

I move as a substitute to the resolution of the Senator from Rush, that the Senate proceed to the consideration of Senate Bill No. 271 (Civil Code), until the hour of adjournment.

Mr. Menzies, on behalf of Revision Committee, introduced new Senate Bill No. 298.

Which was, on motion of Mr. Menzies, laid on the table until 200 copies of the same are printed.

Two hundred copies ordered printed.

Mr. Menzies, from the Committee on Revision, reported on Senate Bill No. 156, entitled, an act amending the partition law, etc., recommending that it be amended, and when so amended it do pass.

The ayes and nays being demanded by Messrs. Spann and Foster on Mr. Comstock's substitute, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Garrigus, Grubbs, Hefron, Kahlo, Kramer, Langdon, Majors, Marvin, Menzies, Poindexter, Ristine, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woods and Woollen. Ayes, 28.

Those who voted in the negative were:

Messrs. Chapman, Davis, Foster, Graham, Hart, Henry, Hostetter, Howard, Hutchinson, Keyser, Lockridge, Macartney, Owen, Rahm, Sayre, Shaffer, Spann, White, Wilson and Yancey. Nays, 20.

So substitute was adopted.

Substitute adopted as rule of order.

Mr. Shaffer moved to suspend the regular order of business and take up House Bill No. 16.

The ayes and nays being demanded by Messrs. Foster and Hefron, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Coffey, Compton, Davidson, Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Smith, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 21.

So the motion was rejected, two-thirds not voting in the affirmative.

Mr. Langdon moved that House Bill No. 16 be made special order for 2 o'clock, P. M.

The ayes and nays being demanded by Messrs. Langdon and Bell, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Briscoe, Brown, Compton, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles and Woollen. Nays, 17.

So motion was agreed to.

Mr. Bell asked and obtained leave of absence for Mr. Comstock for to-day.

Mr. Henry asked and obtained leave of absence for Mr. Hart till Tuesday morning next.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed Senate Bill No. 135:

A bill to legalize the acts and proceedings of the Board of Commissioners of Blackford county, and of other persons, in relation to the drainage of wet lands in said county, under and by virtue of the laws of this State, the collection of assessments thereunder, and declaring an emergency, and the same is herewith returned to the Senate.

Mr. Foster moved to suspend the special order and take up the regular order of business.

Mr. Bell moved to lay on the table.

The ayes and nays being demanded by Messrs. Spann and Bell, and vote taken resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Coffey, Compton,

Davidson, Garrigus, Graham, Grubbs, Hefron, Hostetter, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Smith, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Woollen. Ayes, 31.

Those voting in the negative were:

Messrs. Benz, Briscoe, Chapman, Davis, Foster, Hart, Henry, Howard, Hutchinson, Rahm, Sayre, Spann, Traylor and Yancey. Nays, 14.

So the motion to lay on the table was agreed to.

Section 378 (Civil Code) was then taken up.

The pending amendment was rejected.

Mr. Wilson offered the following amendment:

I move to insert the following after the word "instructions," in line 20, viz: "prepared by the court or counsel."

The ayes and nays being demanded by Messrs. Foster and Wilson, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Foster, Garrigus, Hostetter, Howard, Rahm, Wilson, Woods and Yancey. Ayes, 10.

Those who voted in the negative were:

Messrs. Bell, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Graham, Grubbs, Hefron, Henry, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White and Woollen. Nays, 34.

So the amendment was rejected.

Mr. Brown offered the following amendment:

I move to insert the words "and shall, upon application of either party," in line 15, after the word "motion."

The ayes and nays, being demanded and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Garrigus, Grubbs, Hefron, Henry, Hostetter, Kra-

mer, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Woods. Ayes, 31.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Foster, Langdon, Macartney, Poindexter, Traylor and Yancey. Nays, 8.

So the motion was adopted.

Section as amended adopted.

Mr. Bell asked and obtained leave of absence for Mr. Hefron until Wednesday, and reported that he had paired on all political questions with Mr. Grubbs.

Mr. Brown moved the Senate adjourn.

The ayes and nays being demanded by Messrs. Spann, Wilson, Foster, Benz, and Yancey, and the roll being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Chapman, Coffey, Compton, Garrigus, Grubbs, Hefron, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Urmstan, VanVorhis, Viehe and Voyles. Ayes, 21.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Bundy, Davidson, Foster, Henry, Hostetter, Keyser, Langdon, Macartney, Rahm, Sayre, Shaffer, Smith, Spann, Traylor, White, Wilson, Woods and Yancey. Nays, 20.

So motion was agreed to.

On motion, the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, February 18, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Langdon moved to concur in the amendment, and demanded the previous question.

Ayes and nays were demanded by Messrs. Brown and Langdon.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Davis, Garrigus, Graham, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Rahm, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 19.

So the previous question was seconded.

Question, Shall the main question be now put?

The ayes and nays being demanded by Messrs. Yancey and Kahlo, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bundy, Chapman, Davis, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Rahm, Traylor, Urmstan, Voyles and Woods. Nays, 18.

So main question being ordered, question being, shall the Senate concur in the amendment.

Ayes and nays being demanded by Messrs. Yancey and Kahlo, roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Chapman, Davis, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Rahm, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hefron, Howard, Hutchinson, Keyser, Kramer, Leeper, Majors, Marvin, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 20.

So the amendment was concurred in.

Mr. Bell desired the Journal to show that he was paired with Senator Comstock.

Mr. Bischowsky desired the Journal to show that he was paired with Senator Hart.

Mr. Henry desired the Journal to show that he was paired with Senator Menzies.

Mr. Langdon moved to reconsider the vote, and lay that on the table.

Which was agreed to.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed enrolled acts of the House of Representatives, to wit:

Enrolled Act No. 295: An act to legalize the incorporation of Green Hill Seminary corporation, located at Green Hill, Warren county, Indiana; and

Enrolled Joint Resolution No. 1: A joint resolution in regard to the reconstruction, by the General Government, of the Wabash and Erie Canal.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Subsequently, the Lieutenant Governor announced his signature to the H. R. No. 295 and Joint Resolution No. 1.

Mr. VanVorhis moved to take up Senate Bill No. 93, relating to establishing State Board of Health.

Which was agreed to.

Report of the committee concurred in.

Bill considered engrossed.

Question being, Shall the bill pass?

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

Those who voted in the negative were:

Messrs. Briscoe, Foster and Marvin. Nays, 3.

So the bill passed.

Title read.

Mr. Traylor moved to amend the title by striking out the word "township" "and providing penalties for violations of certain provisions thereof."

Which was adopted.

Title adopted as amended.

Mr. Langdon, from Committee on Organization of Courts, to whom was referred Senate Bill No. 1, entitled an act extending the jurisdiction of the Criminal Circuit Court of Vigo county, reported it back to the Senate, with the recommendation that passage of the bill be indefinitely postponed.

Mr. Langdon, from Committee on Organization of Courts, to whom was referred Senate Bill No. 46, entitled an act to establish a Superior Court in Vigo county, etc., reported same back to the Senate, with the recommendation that the bill do pass.

Mr. Langdon, from Committee on Organization of Courts, to whom was referred Senate Bill No. 173, entitled a bill to amend section 5 of an act entitled "An act to create the Forty-second Judicial Circuit," etc., reported same back to the Senate and recommend it do pass.

Mr. Brown offered a petition from citizens on the subject of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. VanVorhis, from the Committee on Organization of Courts, reported on Senate Bill No. 61, entitled, an act defining the 6th and 42d Circuits, etc., recommending that it lie on the table.

Mr. VanVorhis, from the Committee on Organization of Courts, reported on Senate Bill No. 270, entitled, an act to create the Forty-fourth Judicial Circuit, etc., recommending that it do pass.

Mr. Compton, from Committee on Organization of Courts, to whom was referred Senate Bill No. 234, entitled, an act to amend an act dividing the State into Judicial Circuits, etc., reported same back to the Senate, and recommend that bill do lie on the table.

Mr. Bischowsky, from Committee on Organization of Courts, to whom was referred Senate Bill No. 206, regulating the question of divorces, nullification of marriages, and decrees and orders of courts incident thereto, etc., reported said bill back to the Senate, recommending it do lie on the table.

Mr. Coffey, from the Committee on Organization of Courts, reported on Senate Bill No. 19, entitled, an act prescribing the time in which defendants shall appear and answer in civil causes, etc., recommending that it lie on the table.

Mr. Coffey, from the Committee on Organization of Courts, reported on engrossed House Bill No. 107, entitled, an act establishing a Superior Court in the county of Vanderburgh, etc., recommending that it do pass.

Mr. Traylor offered a petition from citizens on subject of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Bell called up Senate Bill No. 187, relating to making Township Township Road Superintendent, etc.

Which was read second time.

Mr. Garrigus offered the following amendment:

I move to amend section 3 by striking out lines one, two and three, and by inserting after the word "incorporated," in line 4, the words "towns or."

Which was adopted.

Mr. Kramer asked and obtained leave of absence for Mr. Graham until Monday, and that they were paired on all political questions.

Mr. Langdon asked and obtained leave of absence for Mr. Poindexter until Monday, and that they were paired on all political questions.

Mr. Foster asked and obtained leave of absence for Mr. Henry, and that they were paired on all political questions.

Mr. Grubbs asked and obtained leave of absence for Mr. Kahlo until Tuesday.

Mr. Graham asked and obtained leave of absence for Mr. Kramer until Monday.

Mr. Spann asked and obtained leave of absence for Mr. Briscoe until Monday night.

Mr. Keyser asked and obtained leave of absence for Mr. Henry until Monday noon.

Mr. Bell asked that Mr. Menzies be relieved from further service on the Committee on Prisons.

Which was granted.

And the Chair appointed Senator Kramer to fill the vacancy.

Mr. Spann moved that when Senate adjourn it adjourn until Monday at 2 o'clock P. M.

Agreed to.

Mr. Wilson asked and obtained leave of absence for Monday and Saturday.

Mr. Urmstan asked and obtained leave of absence for Mr. Risine until Monday.

Mr. Owen asked and obtained leave of absence for Mr. Grubbs until Monday noon.

Mr. Langdon, from the Committee on Organization of Courts, reported on Senate Bill No. 196, entitled an act abolishing the Superior Court of Cass and making a new circuit, etc., recommending that it be indefinitely postponed.

On motion the Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY AFTERNOON.

FEBRUARY 21, 1881.

Senate assembled at 2 o'clock P. M., Lieutenant Governor in the Chair.

Prayer was offered by the Rev. Henry L. Nave.

Pending the reading of Friday's Journal, on motion of Mr. Traylor, the further reading of the Journal was dispensed with.

Mr. Foster offered the following resolution:

Resolved, That hereafter the Senate will devote the morning session to the regular order of business and the afternoon session to the consideration of the business of the Codification Committee.

Which was adopted.

Motion as amended adopted.

Question on pending amendment to Bill No. 187 adopted.

Sections 2 and 3 adopted as amended.

Mr. Kramer offered the following amendment:

Amend section 2, line 9, after the word "duplicate," strike out "in a separate column."

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 19: A bill to repeal section 12 of "An act for the protection of wild game," etc.

Engrossed House Bill No. 50: A bill to require the keepers of certain hotels and lodging-houses to provide certain protections against fire, declaring violations thereof misdemeanors, and prescribing penalties therefor.

Engrossed House Bill No. 112: A bill to amend section 9 of an act providing for the election and qualification of Justices of the Peace, and defining their jurisdictive powers and duties.

Engrossed House Bill No. 205: A bill regulating insanity inquests, and the committal of insane persons to hospitals for the insane, and their discharge therefrom.

And the same are respectfully submitted to the Senate for its action thereon.

I am also directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act No. 16, House of Representatives: "An act for the submission to the electors of the State of Indiana, for ratification, the Constitutional Amendments proposed to and adopted by the General Assemblies of said State at the sessions of 1877 and 1879, prescribing certain duties of officers of elections and others, providing for violations thereof, and repealing all laws in conflict therewith and declaring an emergency."

And the same is herewith submitted to the Senate for the signature of the President thereof.

Section 4 read and adopted.

Mr. Foster offered the following amendment to sections 5 and 8:

Strike out the word "nine" and insert the word "twelve."

Which was adopted.

Section 5 as amended adopted.

Mr. Garrigus moved to amend section 7, as follows:

Amend section 7 by striking out the word "and," in line 2, and inserting the word "or," and by inserting after the word "bridges," in line 4, "and removing obstruction."

Which was adopted.

Mr. Spann's amendment to section 8, that the following proviso be added after the word "trustee," in line 7 of said section: "*Provided*, That said roadmaster shall be a freeholder and not of kin to the Township Trustee making such appointment."

Which was adopted.

Mr. Henry offered the following amendment to Mr. Spann's amendment:

I move to amend the amendment by striking out the words "freeholders."

Which was rejected.

Section 8 as amended adopted.

Mr. Coffey offered the following amendment to section 9:

Amend section 9 by striking out in lines 2 and 4 the following words: "Or such length of time as may be a day's labor in his township."

Which was adopted.

Mr. Marvin offered the following amendment to section 9:

Amend section 9, line 6, by adding after the word "Trustee" the following words: "Which work shall be done in a workmanlike manner."

Which was adopted.

Mr. Garrigus offered the following amendment to section 14:

By striking out the words "and fifty cents," in line 7.

Which was adopted.

Section 14 as amended adopted.

Mr. Garrigus offered the following:

Amend section 15 by adding after the word "up," in line 4, the words "for twenty days prior to such setting."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 15, line 2, by inserting between the words "same" and "exceeds," "does not."

Mr. Woollen offered the following amendment to the amendment:

I move to amend section 15 by striking out, in line 2, all after the word "done," to the word "and," in said line.

Which was adopted.

Amendment adopted as amended.

Mr. Henry moved to strike out section 15.

Which was rejected.

Mr. Voyles offered the following amendment to section 15:

I offer the following amendment to section 15, to follow the word "act," in line 14: "*Provided*, That no contract for work shall be awarded to any person for more than $250, and no one person shall have more than one contract with reference to roads in the same township."

Amendment was rejected.

Mr. Henry's amendment:

Amend section 15 by inserting in line 2, after the word "done" "and shall, where the probable cost of the imposed work exceeds one hundred dollars, let out the same to the lowest and best bidder."

Which was adopted.

Section 15 as amended was adopted.

Mr. Garrigus offered the following amendment to section 17:

Amend section 17 by adding after the word "advertise," in line 9, the words "as aforesaid."

Which was adopted.

Mr. Leeper offered the following amendment:

Amend section 20 by adding thereto the following:

The owner of such land may, however, in all such cases, have his damages therefor assessed and paid as provided in section 19 of this act.

Which was adopted.

Section as amended adopted.

Mr. Garrigus offered the following amendment to section 6:

Amend section 6 by adding thereto the words, "not exceeding four dollars per day in any case."

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 5 by striking out the word "and," in line 1, and in lieu thereof insert the word "or."

Which was adopted.

Bill ordered engrossed.

The Lieutenant Governor announced Senate Bill No. 271, concerning proceedings in civil cases, as the order.

Mr. Foster, from the Committee on Enrolled Bills, reported as follows:

MR. PRESIDENT:

Your Committee on Enrolled Bills have carefully read and inspected Senate Bill Bill No. 135, and find the same correctly enrolled.

Mr. Chapman ordered bill laid aside, and Senate Bill No. 74, regulating and improving the practice of medicine, taken up and report read, which was concurred in, recommending bill do pass, and 100 copies of the same be printed for the use of the Senators.

Mr. Chapman offered the following amendment:

Insert after the word "numbers," in line 2, of section 4, the words "and reputable in character."

Which was rejected.

Mr. VanVorhis offered the following amendment:

Moved to amend section 6 by striking out the word "chief," in line 1, and all after the word "to," in line 1, and before the word "issue," in line 2, and all after the word "qualification," in line 3, and before the word "previous," in line 3, and all after the figures "1882," in line 3, and before the figure "1," in line 4.

Which was adopted.

Mr. Bell offered the following amendment:

Amend by inserting after the word "therein," in line 10 of section 6 (4), "to persons who shall present satisfactory evidence of having passed examination before some board established in any foreign country for the examination of persons proposing to engage in the practice of medicine."

Which was adopted.

Mr. Coffey offered the following amendment:

Amend section 6 by striking out of lines 7 and 8 the following: "To physicians not graduates in medicine who shall have practiced ten years within the State."

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act No. 135, Senate: "An act to legalize the acts and proceedings of the Board of Commissioners of Blackford county, and of other persons, in relation to the drainage of wet lands, and the same is herewith returned to the Senate for the signature of the President thereof.

Mr. Henry offered the following substitute:

I move to substitute the following for the amendment offered by the Senator from Brown: Add after the word "therein," in line 10 the following words, "But no person, whether a graduate or not, shall receive a certificate of qualification unless he shall by such board be first rigidly examined and found well and sufficiently informed in the theory and practice of medicine."

The ayes and nays being demanded by Messrs. Henry and Foster, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Chapman, Coffey, Garrigus, Henry, Spann, Voyles and White. Ayes, 8.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Bundy, Compton, Comstock, Davidson, Foster, Graham, Hostetter Howard, Kramer, Langdon, Lockridge, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, Woods, Woollen and Yancey. Nays, 26.

So the substitute was rejected.

Question on amendment.

The ayes and nays being demanded by Messrs. Coffey and Henry, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Chapman, Coffey and Garrigus. Ayes, 4.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Bundy, Compton, Comstock, Davidson, Foster, Graham, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 30.

So amendment was rejected.

Mr. Garrigus offered the following amendment:

I move to amend by striking out, in line 4, all after the word "follows," and all of line 5, line 6, and the word "establishes," in line 6.

Question on the amendment ?

The ayes and nays being demanded by Messrs. Leeper and Foster, and vote taken, resulted as follows :

Those voting in the affirmative were :

Messrs. Benz, Bundy, Chapman, Coffey, Comstock, Garrigus, Graham, Henry, Keyser, Owen, Spann. Ayes, 11.

Those voting in the negative were :

Messrs. Bell, Bischowsky, Compton, Davidson, Foster, Howard, Kramer, Langdon, Leeper, Lockridge, Marvin, Poindexter, Ristine, Sayre, Shaffer, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 22.

No quorum voting.

On motion, the Senate adjourned.

THOMAS HANNA,

President of the Senate.

TUESDAY MORNING.

FEBRUARY 22, 1881.

Senate assembled at 10 o'clock, A. M., Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. B. Logan.

Pending the reading of Monday's Journal, on motion of Mr. Bundy, the further reading of the Journal was dispensed with.

On motion of Mr. White, Senate Bill No. 25 was postponed until the pending special order was disposed of.

Mr. Lockridge, from Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal to whom was referred Senate Journal of Friday, February 18, 1881, have examined the same and found it correct.

Which was concurred in.

The Lieutenant Governor announced order on the bill pending last night.

Question being on pending amendment.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Comstock, Davis, Garrigus, Graham, Henry, Hostetter, Kahlo and Spann. Ayes, 8.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Compton, Foster, Hostetter, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Yancey. Nays, 32.

So the amendment was rejected.

The following message was received from the Governor, February 22, 1881.

Gentlemen of the Senate:

I have the honor to appoint as a Commissioner for the House of Refuge for Juvenile Offenders, subject to the advice and consent of the Senate, William Freeman, M. D., of Switzerland county, to succeed Lewis Jordon, and to serve for four years from the 1st day of March, 1881. A. G. PORTER, Governor.

Mr. Compton moved the appointment be confirmed.

Which was agreed to.

The Lieutenant Governor laid before the Senate a memorial from the Commissioners of the Insane Hospital in relation to the contract for brick work for the Department for Women, entered into with John Martin, July 6, 1875, etc.

Mr. Langdon moved to refer it to the Committee on Claims, without reading.

Which was agreed to.

Mr. Urmstan offered the following amendment to section 6:

Amend section 6 by adding the words "consecutively in any one location," after the word "years," in line 8.

Which was adopted.

Mr. Chapman moved to strike out the words "graduates in medicine as aforsaid," and insert in lieu thereof the word "those," in line 11.

Which was adopted.

Mr. Coffey offered the following amendment:

Amend section 6 by inserting after the word "State," in line 8, the following: "To physicians not graduates in medicine who shall have attended one full course of lectures in some reputable medical college, and are now engaged in the practice of medicine in this State."

Which was rejected.

Mr. Spann offered the following amendment to section 6:

MR. PRESIDENT:

I move to amend section 6 by striking out the word "ten," in line 7, and inserting in lieu thereof the word "three."

Which was rejected.

Mr. Coffey offered the following substitute:

Amend section 6 by inserting after the word "State," in line 8, the following (3): "To physicians not graduates in medicine who shall have attended one full course of lectures in some reputable medical college, and who have been engaged in the practice of medicine in this State three years immediately preceding the passage and taking effect of this act."

Which was rejected.

Amendment rejected.

Mr. Henry offered the following:

I move to amend section 6 by sbstituting the following: "The duty of said Boards of Examiners shall be to determine as to the fitness of physicians to practice medicine and surgery in the State of Indiana, and to issue certificates of qualifications to such as may be competent, and they shall only issue certificates to those physicians who have been carefully examined by one of said boards touching their proficiency in the several departments of the science and art of medicine and surgery, and found well and sufficiently informed therein: *Provided, however*, That whenever, prior to March 1, 1882, a physician shall prove to such board that he or she has been engaged in the practice of medicine in the State of Indiana continuously for ten (10) years, he or she shall be entitled to a certificate from such board without any examination.

Mr. Bundy moved that the bill and pending amendments be referred to a special committee of five.

Which was rejected.

Mr. Coffey moved to postpone till Monday at 2 o'clock.

Mr. Spann moved to lay on the table.

The Lieutenant Governor announced that he had signed enrolled Senate Bill No. 135.

Mr. Viehe demanded the previous question.

The ayes and nays being demanded by Messrs. Spann and Henry, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Chapman, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Henry, Hutchinson, Keyser, Kramer, Majors, Marvin, Menzies, Poindexter, Rahm, Spann, Viehe and Woollen. Ayes, 22.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Bundy, Comstock, Foster, Grubbs, Hostetter, Howard, Kahlo, Langdon, Leeper, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, White, Woods and Yancey. Nays, 23.

So the previous question was rejected.

Question on substitute.

The ayes and nays being demanded by Messrs. Spann and Garrigus, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bundy, Chapman, Coffey, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Macartney, Menzies, Poindexter, Sayre, Spann and Traylor. Ayes, 19.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Brown, Compton, Comstock, Davidson, Foster, Howard, Langdon, Leeper, Lockridge, Major, Marvin, Owen, Rahm, Ristine, Shaffer, Smith, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 25.

So the substitute was rejected.

Mr. Comstock offered the following substitute for Senator Henry's amendment:

I move the following substitute for section 6: "The duty of said Board of Examiners shall be to determine as to the fitness of physicians to practice medicine in the State of Indiana under the provisions of the bill, and to issue certificates of qualification to such as may be competent."

Question on substitute.

The ayes and nays being demanded by Messrs. Garrigus and Smith, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hostetter, Macartney, Menzies, Sayre, Smith and Spann. Ayes, 15.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Compton, Foster,

Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Shaffer, Traylor, Urmstan, VanVorhis, White, Woods, Woollen and Yancey. Nays, 28.

So the substitute was rejected.

Mr. Brown moved that the bill be engrossed.

The ayes and nays being demanded by Messrs. Menzies and Garrigus, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Hutchinson, Kahlo, Kramer, Leeper, Rahm, Shaffer, Urmstan, VanVorhis and Woods. Ayes, 17.

Those voting in the negative were:

Messrs. Benz, Bundy, Chapman, Foster, Graham, Grubbs, Henry, Hostetter, Howard, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, Viehe, White, Woollen and Yancey. Nays, 27.

So the motion was rejected.

Mr. Brown moved to reconsider the vote adopting Mr. Urmstan's amendment.

Mr. Spann moved to lay on the table.

On motion, Senate adjourned.

AFTERNOON SESSION.

TUESDAY, FEBRUARY 22, 1881.

Senate reassembled at 2 o'clock, the Lieutenant Governor in the Chair.

Senate Bill No. 271 was taken up.

Sections 586, 587, 625, 633, 638, 641, 644 and 645 were read and adopted.

Acts of 1853, section 1, was read and adopted.

Section 766 was read, when

Mr. Urmstan offered the following amendment:

I move to amend by striking out the word "character," in line 1, up to and including the word "voter," in line 2, and insert in lieu thereof the words "without regard to sex."

The ayes and nays being demanded by Messrs. Urmstan and Hutchinson, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Coffey, Compton, Davidson, Foster, Garrigus, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Marvin, Poindexter, Rahm, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Woollen and Yancey. Ayes, 28.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Graham, Grubbs, Kahlo, Langdon, Lockridge, Macartney, Majors, Menzies, Ristine, Smith, Traylor, Voyles and Woods. Nays, 16.

So the amendment was agreed to.

Mr. Chapman offered the following amendment:

Strike out that part of the section which begins with the words "and any person desiring," and ending with the words "that purpose," in lines from 6 to 9, and the words "by reason of his learning," in line 10, and the words "as well as otherwise qualified," in line 11.

Mr. Viehe offered the following amendment to the amendment:

I move to amend the amendment to section 766 so that all after the word "question," in line 6 be stricken out.

Which was accepted by Mr. Chapman.

Mr. Brown moved to reconsider the vote by which Mr. Urmstan's amendment was adopted.

The ayes and nays being demanded by Messrs. Yancey and Langdon and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter,

Kramer, Langdon, Lockridge, Macartney, Majors, Menzies, Owen, Ristine, Smith, Traylor, VanVorhis, Viehe, Voyles, Woods and Woollen. Ayes, 28.

Those who voted in the negative were:

Messrs. Benz, Compton, Davis, Foster, Howard, Hutchinson, Kahlo, Keyser, Marvin, Poindexter, Rahm, Sayre, Shaffer, Spann, Urmstan, White and Yancey. Nays, 17.

So motion to reconsider was agreed to.

Question recurring on the amendment?

The ayes and nays being demanded by Messrs. VanVorhis and Langdon, and vote being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Davidson, Davis, Foster, Howard, Hutchinson, Keyser, Marvin, Poindexter, Rahm, Sayre, Shaffer, Spann, Urmstan and Yancey. Ayes, 15.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Menzies, Owen, Ristine, Smith, Traylor, VanVorhis, Viehe, Voyles, White, Woods and Woollen. Nays, 30.

So amendment was rejected.

Sections 785, 796, 798 and 858, were read and adopted.

Section 859 was read.

Mr. Voyles offered the following amendment:

I move to amend the section by inserting the word "not" after the word "shall," in line 5, of printed copy.

Mr. Viehe offered the following amendment:

I move to amend the amendment so as to strike out all after "case," in line 4.

Mr. Viehe moved as a substitute that the entire section, No. 859, be stricken out.

Which was adopted.

Mr. Bundy offered the following amendment:

I move to strike out of section 1, page 53, all after the word "term," in line 5, to and including the word "Judge," in line 7.

Mr. Coffey offered the following substitute for the amendment:

I move as a substitute for the amendment of the Senator from Henry the following: Strike out section 858.

Which was rejected on a division vote of 17 to 16.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed Engrossed Senate Bill No. 32, with the accompanying engrossed amendments of the House thereto, and the Senate is respectfully requested to concur in said amendments.

Mr. Comstock offered the following amendment to the amendment:

Strike out all after the word "furnished," in line 5, to and including the word "Judge," in line 7; also amend by striking out the words "by leave," in line 8, and inserting in lieu thereof the words "of any pleading;" also strike out all after the word "clerk," in line 9.

Which was accepted by Mr. Bundy, and adopted.

Amendment, as amended, adopted.

Mr. Graham offered the following amendment:

I move to amend section 1 as follows: Insert after the word "parties," in line 3, the words "when required by the court."

Mr. Menzies moved to reconsider the vote adopting Senator Comstock's amendment.

Mr. Henry offered the following amendment to the amendment:

I move to amend the amendment by adding to the words proposed by the Senator from Hamilton the words "by general or special order."

Which was rejected.

Mr. Brown moved to lay on the table.

The ayes and nays being demanded by Messrs. Traylor and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Bundy, Coffey, Compton, Davidson, Foster, Garrigus, Graham, Grubbs, Howard, Hutchinson, Kahlo, Kramer, Menzies, Owen, Rahm, Sayre, Shaffer, Spann, Traylor, Urmstan, Voyles and Woods. Ayes, 23.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Chapman, Comstock, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Marvin, Ristine, Smith, VanVorhis, Viehe, Woollen and Yancey. Nays, 17.

So motion was agreed to.

Mr. Foster asked and obtained leave of absence for Mr. Shaffer for to-morrow.

Mr. Owen asked and obtained leave of absence for the Committee on Education to-morrow, and for Senator Woods till Friday evening.

Mr. Garrigus asked and obtained leave of absence for the Joint Committee on Public Buildings for to-morrow.

Mr. Kahlo asked and obtained leave of absence for the Senate Committee on Public Buildings for to-morrow.

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

WEDNESDAY MORNING.

FEBRUARY 23, 1881.

Senate assembled at 10 o'clock A. M., Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. L. W. Munhall.

Pending the reading of Tuesday's Journal, on motion of Mr. Henry, the further reading of the Journal was dispensed with.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 204: A bill concerning taxation, and the same is herewith submitted to the Senate for its action thereon.

Mr. Menzies moved 200 copies be printed of Bill No. 204, concerning taxes.

Which was agreed to.

The Lieutenant Governor announced as the order of business the medical bill.

Question on laying on the table.

The ayes and nays being demanded by Messrs. Foster and Spann, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Poindexter and Spann. Ayes, 3.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hefron, Henry, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Major, Marvin, Menzies, Rahm, Ristine,

Shaffer, Urmstan, VanVorhis, Viehe, Voyles, Woollen and Yancey. Nays, 34.

So the motion was rejected.

Question on motion to reconsider was adopted.

Qnestion on amendment.

Mr. Brown moved to strike out of the amendment all after the word "consecutively."

Amendment as amended adopted.

Mr. Howard offered the following amendment:

Amend section 6 by inserting, after "State," in line 8, the following words: "and physicians having practiced three years within the State, and who shall have attended one course of lectures in a reputable school of medicine.

Mr. Yancey offered the following amendment:

MR. PRESIDENT:

I move to amend section 6 by striking out the word "rigidly," in line 8.

Which was adopted.

Section 6, as amended, was adopted.

Mr. Comstock moved to strike out section 7.

Which was adopted.

Mr. Shaffer offered the following amendment to section 8, line 3, after the word "college," the following: "and who shall have read medicine three years and attended two full terms of lectures in some regular chartered medical college, and that said college or school shall belong to the American Medical College Association, and all such graduates of any medical college of the State shall be examined by a Board of Censors, who shall recommend their qualification to the faculty, that they are qualified and worthy to receive a diploma; said censors to be appointed by the different schools of medicine at their annual State convention."

Which was rejected.

Mr. Chapman offered the following amendment:

Strike out the words "in writing his or her sworn statement duly signed and sealed," and insert in lieu thereof the words "written statement."

Which was rejected.

Mr. Menzies moved to strike out the words "duly signed and sealed," in section 8.

Which was adopted.

Mr. Spann offered the following amendment:

I move the following amendment: "*Provided*, Any person making a false affidavit under the provisions of this section shall be fined in any sum not exceeding $1,000, and be imprisoned in the penitentiary any term not exceeding four years."

Which was rejected.

Section 8 adopted as amended.

Mr. Hefron moved to reconsider the vote by which section 7 was stricken out.

Which was agreed to.

Question on motion to strike out section 7.

Which was rejected.

Mr. Graham offered the following amendment:

I move to amend section 9 as follows: Strike out all of line 2, after the word "the," and insert the following: "Circuit Court of the county where such applicant resides."

Which was rejected.

Sections 9, 10, 11 and 12 were adopted as read.

Section 13 was read.

Mr. Henry offered the following amendment:

Amend the bill by inserting the following section after section 12:

Sec. 13. "Any physician entitled to practice medicine under this act who shall by any arrangement, directly or indirectly, with any druggist or any other person obtain or receive any part of the price of medicine furnished or sold on his prescription or order, or for his patronage, shall forfeit all right or claim for services rendered to the patient or patients treated with the medicines so sold or furnished, and his certificate shall be revoked."

The ayes and nays being demanded by Messrs. Henry and Spann, and the roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Bundy, Chapman, Comstock, Davidson, Henry, Hostetter, Keyser, Macartney and Spann. Ayes, 11.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Brown, Coffey, Foster, Graham, Grubbs, Hefron, Howard, Kramer, Langdon, Lockridge, Majors, Menzies, Rahm, Ristine, Shaffer, Urmstan, VanVorhis, Viehe, Voyles and Yancey. Nays, 23.

So the amendment was rejected.

Mr. Spann offered the following amendment:

I move the following amendment by inserting the following proviso after the word "profession:" "*Provided*, That the question of the commission of such misdemeanor or felony shall have been first determined by a competent court and a conviction shown by its record."

Which was adopted.

Section 12 adopted as amended.

Mr. Menzies offered the following amendment:

I move to strike out section 15 of the bill.

Which was adopted.

Mr. Comstock offered the following amendment:

I move to amend section 14 by adding thereto the following, to wit: "Nor shall the fact that any practicing physician or surgeon advertises his business disqualify or prevent him from the practice of his profession."

Which was adopted.

Mr. Spann offered the following amendment as an additional section to said bill:

I move to add the following section to this bill in place of section 15:

"SEC. —. If any person desires to practice any special branch of medicine or surgery, he may apply to said board for a certificate to practice as a specialist, in the branch for which he may apply, and if such board, after a careful examination of the candidate so applying, shall find him competent to so practice, then said board shall issue to him a certificate, setting forth the branch in which the applicant is competent, and such certificate shall be authority for such person to practice as such specialist."

Question on amendment.

The ayes and nays being demanded by Messrs. Spann and Bundy, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Foster, Graham, Henry, Hostetter, Howard, Keyser, Kramer, Macartney, Rahm, Spann and Woollen. Ayes, 17.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Compton, Davidson, Grubbs, Hefron, Hutchinson, Langdon, Lockridge, Major, Menzies Poindexter, Ristine, Shaffer, Urmstan, VanVorhis and Yancey. Nays, 19.

So the additional section was rejected.

Mr. Henry offered the following amendment:

I move to amend the bill by inserting the following new section to follow section 14: "Any physician, entiled to practice medicine under this act, who shall by any arrangement directly or indirectly with any druggist, or any other person, obtain or receive any part of the price of medicine sold or furnished on his prescription or order or for his patronage, his certificate shall be revoked."

Which was rejected.

Mr. Bundy offered the following amendment:

I move to amend section 16 by striking out of line 2 the word "twenty," and insert in lieu thereof the word "five."

Which was adopted.

Mr. Langdon moved that bill be ordered engrossed.

Which was adopted.

On motion, Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, FEBRUARY 23, 1881.

Senate assembled at 2 o'clock P. M., Lieutenant Governor in the Chair.

Section 860 (Civil Code) read and adopted.

Section 861 was read.

Section 857 was read and adopted.

Section 455 was read.

Mr. Bundy offered the following amendment:

Amend section 1, on page 54, by adding after the word "proceeding," in line 6, the following: "or it shall be difficult, in the opinion of such Judge, for any cause to procure the attendance of another Judge, such Judge, in order to prevent delay, may appoint any competent and disinterested attorney of this State to act as Judge in such proceeding, who, if he consent to act, shall be qualified as other Judges, and his appointment and oath shall be filed with the papers in such proceeding," and insert after the word "Judge," in line 6, the words "or attorney."

Which was adopted.

Section 861 adopted as amended.

Section 857 was read and adopted.

Section 455 was read.

Mr. Langdon offered the following amendment:

Amend section —, page 56 printed copy, by inserting after the word "fact," in line 5, the words "or his attorney of record."

Which was adopted.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., February 22, 1881.

Gentlemen of the Senate:

I have the honor to appoint as a Trustee for the Asylum for Feeble-minded Children, subject to the approval of the Senate,

Samuel Green, of Rush county, to succeed James F. Harney, and to serve for three years from the first day of April, 1881.

ALBERT G. PORTER, Governor.

On motion of Mr. Bell, it was referred to the Committee on Executive Appointments.

The following message was received from the House, at the hands of the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Senate Bill No. 86, with engrossed amendments of the House, entitled: "A bill appropriating moneys to pay amounts due members of the Indiana Legion, and of independent companies of militia and minute men, for services rendered under the orders of the Governor during the rebellion."

Senate Bill No. 108: A bill to amend section 3 of an act entitled, "An act touching the laying out and vacating towns, streets, alleys, public squares and grounds, or any part thereof, the making out and recording plats of such towns, and providing for the change of the names of such towns," approved May 20, 1852, and to legalize the acknowledgment of plats of city and town plats, and of additions thereto and the records of the same.

Senate Bill No. 44: A bill to amend section 10 of an act entitled, "An act touching contempts of court, prescribing penalties that may be inflicted therefor, and the methods of proceeding therein," approved March 31, 1879.

Senate Bill No. 76: A bill to permit all patents issued by the United States and by the State of Indiana, conveying real estate in said State, and the record of all patents aforesaid that have been recorded in any county of this State, legal evidence in the courts thereof, and to provide for recording all patents aforesaid for said purpose.

Senate Bill No. 36: A bill to amend section 76 of an act entitled "An act providing for the settlement of decedent's estates, prescribing the rights, liabilities and duties of officers connected with the management thereof, and the heirs thereto, and certain forms to be used in such settlement."

Senate Bill No. 28: A bill entitled An act to prohibit pool selling and providing penalties therefor.

Senate Bill No. 39: A bill to authorize County Commissioners to provide, by purchase, suitable asylums for the use and occupancy of children who are proper charges upon the counties, limiting the amount to be so expended, defining who shall have the management of such asylums, who shall be received therein, providing for their support, and declaring an emergency.

And the same are herewith returned to the Senate.

Mr. VanVorhis offered the following amendment:

Strike out all of said section after the word "fact," in line 14, and insert the words "reference to his power of attorney shall be noted on the margin of such record."

Mr. Hefron offered the following amendment to the amendment:

Strike out all after the word "faith," in line 12.

Mr. Comstock moved to reject amendment.

Which was rejected.

Mr. Bell offered the following substitute to the amendment:

Amend by striking out all after the word "fact," in line 14, and insert the following: "Such fact shall be noted on the margin of the record or the execution, as the case may be, and such power of attorney shall be miscellaneous records in the Recorder's office."

Mr. Yancey moved amendment and substitute be rejected.

Which was rejected.

Mr. Bell's substitute to the amendment was adopted.

Substitute adopted as part of section.

Section 455, as amended, was adopted.

Section 798 read.

The Lieutenant Governor laid before the Senate a communication from the Board of Trade, regulating interest in the State of Indiana.

Mr. Hefron moved to refer the communication to the Committee on Agriculture.

Section 353 read.

Mr. Hutchinson, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, would report that they have examined Senate Journal for Tuesday, February 22, 1881, and found it correct.

Which report was concurred in.

Mr. VanVorhis, presented the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal for Monday, February 21, 1881, would report that they have examined the same and found it correct.

Which report was concurred in.

Mr. Langdon moved to strike out the words "while cohabiting together," line 16, page 59.

Which was adopted.

Mr. Spann offered the following substitute:

I offer the following substitute in lieu of specification 6: "Husband and wife, as to communications made to each other, while living together during marriage."

Which was rejected.

The Lieutenant Governor laid before the Senate a communication from the Blind Asylum.

Which was received by consent.

Section 354 read.

Mr. Grubbs offered the following amendment:

Amend subdivision 7 by striking out all of the same down to the word "*Provided*," in line 24, and substitute the following:

"*Seventh.* In suits on proceedings, in which an executor or administrator or guardian is a party, involving matters which occurred during the life-time of the decedent, or of the ancestor of the wards of such guardian, when a judgment or allowance may be made or rendered for or against the estate represented by such executor, administrator, or guardian, no person who is necessary party

to the issue, or record, whose interest is adverse to such estate, shall be competent witness as to such matters against such estate."

Which amendment was rejected.

Mr. Menzies moved to strike out section 10.

Which was adopted.

Mr. Menzies offered the following amendment:

"*Provided further*, That no person who shall have acted as an agent in the making or continuing of any contract with any person who may have died shall be a competent witness in any suit upon or involving such contract as to matters occurring prior to the death of such decedent on behalf of the principal to such contract against the legal representatives or heirs of the decedent, unless he shall be called by such legal representatives or heirs, and in such case he shall be a competent witness only as to matters concerning which he is interrogated by such representatives or heirs."

Mr. Chapman offered the following amendment to the amendment:

Strike out all the proposed amendment, beginning with the words "and in such cases," etc.

Which was accepted by Mr. Menzies.

Amendment as amended adopted.

Mr. Bell offered the following amendment:

Add to section 457 the following words: "Or the Court may, in its discretion, require any party to a suit to testify."

Which was adopted.

Mr. Langdon offered the following amendment to the amendment:

Amend the amendment offered by the Senator from Allen and Whitley to section 457, by adding thereto the words "and any abuse of such discretion shall be removable."

Which was adopted.

Section 457 was read.

Mr. VanVorhis offered the following amendment:

I move to strike out all after the word "testify," in line 3, to and including the word "opinion," in line 4, and inserting instead thereof the words "in relation to any matter or fact connected with

any such art, sciences, trade, profession or mystery within his knowledge, whenever such matter or fact"—.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 122: A bill to amend section 8 of the act entitled, "An act to prescribe certain powers and duties of County Commissioners, Township Trustees, City Councils and Trustees of Towns in relation to elections; also, prescribing certain powers and duties of inspectors and judges of elections, and penalties for frauds in the performance of their official duties; to prevent illegal and fraudulent voting; prescribing penalties for the violation of this act, and repealing an act entitled, 'An act repealing sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21 and 22 of an act entitled an act to provide for the registry of voters and to declare their residence, and to punish fraudulent practices touching elections, and defining the duties of certain officers therein named, and the form of the ballots, and providing compensation for the services of such officers,'" approved May 13, 1869, approved March 14, 1877, as relates to town elections in this State, and declaring an emergency.

Engrossed House Bill No. 191: A bill to amend the 120th section of an act entitled, "An act concerning Justices of the Peace, their general jurisdiction and mode of proceeding before them," approved June 9, 1852.

Engrossed House Bill No. 194: A bill to fix the ownership of property held for school purposes.

Engrossed House Bill No. 192: A bill to amend an act entitled, "An act to amend the 8th section of an act entitled, an act concerning Justices of the Peace, their general jurisdiction and mode of proceeding before them,'" approved June 9, 1852, approved March 11, 1861.

Engrossed House Bill No. 198: A bill to amend the 8th section of an act entitled, "An act to enable Trustees to receive lands and donations and convey the same for the use of schools, churches, religious societies, Masonic and Odd Fellows lodges, Sons and

Daughters of Temperance, and for the construction of cemeteries, houses of worship, or other buildings therein mentioned," approved June 17, 1852.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Bell moved the following amendment to the amendment:

I move that the court may, in its discretion, make an extra allowance to such witness, to be taxed as other costs in the case.

Which was rejected.

Mr. Bundy offered the following amendment to the amendment:

"*Provided*, That if the witness, called upon to give an opinion, be a physician or surgeon, he shall receive no additional compensation unless he has been duly examined and his competency to so testify be certified to in writing by three physicians of different schools of medicine, if there be so many in the county where said court is held."

Which was rejected.

Mr. Yancey offered the following amendment:

I move to amend by striking out all of line 1 after the words "a witness," and the words "trade, profession or mystery," in line 2, and the words "to an opinion," in line 3.

Which was rejected.

Amendment rejected.

Mr. Yancey moved to strike out the section.

Which was rejected.

Section adopted as amended.

On motion of Mr. Menzies, Senate Bill No. 298 was referred to the Committee on County and Township Business.

Mr. Chapman offered the following amendment to section 211:

Amend section 211 as follows: Strike out the fifth clause, and insert as follows:

"*Fifth.* Upon promissory notes, bills of exchange, and other written contracts for payment of money hereafter executed, within ten years.

"*Sixth.* Upon contracts in writing for the payment of money,

judgments of courts of record, and for the recovery of the possession of real estate within twenty years."

Which was adopted.

Mr. Viehe offered the following amendment to section 803:

I move to amend the bill by adding thereto a section as follows:

"All enactments of the General Assembly on the subject of the competency of witnesses to testify, and all such enactments on the subject of pleadings and practice so far as they relate to Circuit and Superior Courts, except in cases on appeal in such courts, are hereby repealed; but no right or liability to any penalty or forfeiture shall be impaired by this act, nor shall any right given by any enactment hereby repealed be impaired by such repeal, but the same shall be allowed in the manner provided in this act."

Which was adopted.

Mr. Comstock offered the following amendment to section 368:

Add to section 368 the following, to wit: "And if at any time after the filing of the complaint it shall be found that any party to the action had not been properly notified, the plaintiff may file with the clerk, or indorse on the complaint, a written request for such notice to be given, naming therein the day of the pending or subsequent term on which such party is required to appear to the action; and summons shall be issued or publication made accordingly in the proper cases as above provided. And if summons shall be personally served before such day of publication, shall thereupon stand for issue and trial at such term, and the court shall have jurisdiction to hear and determine such action as if summons had been served or publication made before the first day of the term, as hereinbefore provided."

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

FEBRUARY 24, 1881.

Senate assembled at 10 o'clock A. M., Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. John Pancher.

Pending the reading of Wednesday's Journal, on motion of Mr. Foster, the further reading of the Journal was dispensed with.

Messrs. Viehe, Menzies, Yancey, Bundy, Shaffer, Spann, Davis, Lockridge, Kramer, White, Coffey, Woollen, Voyles, Compton, Majors, Urmstan, Hutchinson, Davidson, Marvin, Benz, Bell, Henry, Keyser, Garrigus, Smith, Comstock, Owen, Rahm, Hostetter, Ristine, Macartney, Grubbs, Langdon, Poindexter, Chapman, Graham, Bundy, Briscoe, Brown and Leeper presented petitions on temperance.

Which were referred without reading.

Messrs. Spann, VanVorhis, Owen, Macartney and Comstock presented petitions giving the right of ballot to the women.

Which was referred to special Committee without reading.

Mr. Chapman presented remonstrance against passage of Police Judge bill.

Which was referred to special Committee, with instructions to return them with bill.

Mr. Shaffer moved to take up Senate Bill No. 30.

Mr. Menzies demanded previous question.

Ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Hefron, Henry, Howard, Hutchinson, Kramer, Leeper, Macartney, Major, Marvin, Menzies, Poindexter, Rahm, Shaffer, Traylor, Urmstan, Viehe, Voyles and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Grubbs, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Smith, Spann, VanVorhis and White. Nays, 19.

So demand for previous question was seconded.

Question, Shall the main question be put?

Adopted.

Motion to take up Senate Bill No. 30, relating to sale of intoxicating liquors, etc.

Was adopted.

Mr. Yancey moved that the bill be engrossed, and demanded the previous question.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Kahlo, Langdon, Lockridge, Macartney, Major, Marvin, Owen, Shaffer, Smith, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 32.

Those who voted in the negative were:

Messrs. Coffey, Compton, Henry, Hutchinson, Keyser, Kramer, Leeper, Menzies, Poindexter, Rahm, Ristine, Sayre, Spann, Traylor and Urmstan. Nays, 15.

So the demand for the previous question was seconded.

Question, Shall the main question be now put?

Which was adopted.

Question, Shall the bill be engrossed?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Brown, Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Majors, Marvin, Owen, Smith, VanVorhis, White and Yancey. Ayes, 18.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Bundy, Coffey, Compton, Davidson,

Davis, Foster, Hefron, Henry, Howard, Hutchinson, Keyser, Kramer, Leeper, Macartney, Menzies, Poindexter, Rahm, Restine, Sayer, Shaffer, Spann, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 29.

So the motion to engross was rejected.

The majority report of the committee was read.

Mr. Graham moved that the committee report be concurred in.

The minority report of Mr. Kahlo, of the committee, was read.

A minority report by Mr. Bischowsky was read.

Mr. Graham demanded the previous question on his motion.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Ristine, Sayre, Smith, Spann, VanVorhis, White and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Davidson, Davis, Foster, Hefron, Howard, Hutchinson, Kramer, Leeper, Menzies, Owen, Poindexter, Rahm, Shaffer, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 22.

So the previous question was seconded.

Also, the main question was ordered.

Mr. Brown demanded a division of the question, and that a vote be taken on each separate proposition.

The 1, 2, 3, 4, 5, 6, 7 and 8 amendments in the committee's report was adopted.

The 9th amendment was read.

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Hefron, Marvin, Menzies and Poindexter. Ayes, 6.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davis, Davidson, Foster, Garrigus, Graham, Grubbs, Henry,

Hostetter, Howard, Hutchinson; Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Major, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Nays, 41.

So amendment was rejected.

Tenth amendment to section 3 read,

And on concurring in said section, the ayes and nays were demanded.

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Hefron, Marvin and Poindexter. Ayes, 6.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Chapman, Coffee, Compton, Davidson, Foster, Garigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White and Yancey. Nays, 37.

So the amendment was rejected.

Eleventh amendment to section 3 read.

The question being on concurring in the amendment.

The ayes and nays being demanded resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Hefron and Hutchinson. Ayes, 4.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper, Macartney, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Nays, 38.

So the amendment was rejected.

Twelfth amendment was adopted.

Amendments 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 were read and adopted.

Question being on the motion to engross bill.

The ayes and nays were demanded, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Langdon, Lockridge, Macartney, Majors, Marvin, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Viehe, White and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Bell, Benz, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Hefron, Henry, Howard, Keyser, Kramer, Leeper, Menzies, Poindexter, Rahm, Shaffer, Traylor, Urmstan, Voyles and Woollen. Nays, 20.

So the motion to engross bill was agreed to.

Mr. Menzies moved the constitutional rules be suspended, bill ordered engrossed, read third time and put upon its passage.

The ayes and nays, being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Coffey, Davidson, Davis, Foster, Garrigus, Hefron, Howard, Hutchinson, Kramer, Macartney, Major, Marvin, Menzies, Poindexter, Rahm, Ristine, Shaffer, Urmstan, Viehe and Voyles. Ayes, 23.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Chapman, Compton, Comstock, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Owen, Sayre, Smith, Spann, Traylor, VanVorhis, White, Woollen and Yancey. Nays, 23.

So motion was rejected.

Mr. Brown offered the following amendment:

I move to recommit the bill to the Committee on Temperance, with instructions to strike out the 18th section and to report the bill back on to-morrow morning.

Mr. Bundy offered the following amendment:

Amend the instructions by adding that the committee report not later than Monday next.

Mr. Marvin moved to lay motion to recommit on the table.

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Graham, Henry, Hostetter, Hutchinson, Keyser, Langdon, Marvin, Owen, Sayre, Smith, VanVorhis, White and Yancey. Ayes, 16.

Those voting in the negative were:

Messrs. Bell, Benz, Rriscoe, Brown, Compton, Comstock, Davis, Davidson, Foster, Garrigus, Grubbs, Hefron, Howard, Kahlo, Kramer, Leeper, Lockridge, Macartney, Major, Menzies, Poindexter, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan and Voyles. Ayes, 28.

So motion to lay on table was rejected, also Mr. Bundy's amendment rejected.

Question being on motion to recommit.

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles and White. Ayes, 38.

Those who voted in the negative were:

Messrs. Chapman, Langdon, Marvin, Owen and Yancey. Nays, 5.

So motion to recommit was agreed to.

On motion, Senate adjourned.

AFTERNOON SESSION.

THURSDAY, February 24, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The Chair announced the special order, being Senate Bill No. 271.

Question on pending amendment.

Which was adopted.

Mr. Menzies offered the following amendment:

SEC. 74. "All objections to a pleading, which, under the provisions of this act can not be taken by demurrer, may be taken upon motion. In all cases where objection to a pleading, or to any step in the proceedings in an action, is taken by motion, if the motion be reduced to writing pointing out the objection, signed by the attorney of the party making it, and filed in the cause, such written motion shall thereby become a paper in the cause and a part of the record; and no bill of exceptions shall be necessary in order to test the correctness of the ruling of the court upon any such motion on appeal; nor shall pleadings or papers already part of the record, suppressed striking out or expunged by order of the court, cease to form a part of the record on appeal, unless by consent of the party whose pleading or paper is so stricken out; the order striking it out shall so specify; but the same shall remain for all purposes on such appeal as papers in the cause and be copied into the transcript as such by the clerk."

Which was rejected.

Mr. Langdon offered the following amendment:

Amend section 467 by adding thereto the following: "When more than one newspaper of general circulation is published and printed in the county, the execution-plaintiff may designate the one in which the notice shall be given, and when he does so in due time the Sheriff shall comply with the request, and failing to do so, shall be liable for the expense of the notice."

Mr. Spann offered the following amendment to the amendment

I move to amend the amendment by striking out the word "plaintiff," and inserting the word "defendant."

The ayes and nays being demanded by Messrs. Foster and Benz, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Grubbs, Hostetter, Howard, Langdon, Macartney, Majors, Menzies, Poindexter, Rahm and Voyles. Ayes, 11.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comptom, Davidson, Foster, Garrigus, Graham, Hefron, Henry, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis and White. Nays, 30.

So amendment to amendment was rejected.

Question on amendment.

The ayes and nays being demanded by Messrs. Foster and Traylor, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Chapman, Compton, Comstock, Henry, Hostetter, Howard, Kramer, Langdon, Leeper, Lockridge, Major, Menzies, Owen, Rahm, Smith, Traylor, Urmstan, VanVorhis and Voyles. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Coffey, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Hutchinson, Kahlo, Macartney, Marvin, Ristine, Sayre, Shaffer, Spann and White. Nays, 21.

So amendment was adopted.

Mr. Henry offered the following amendment:

Amend section 535 of the bill by striking out the words "published and printed within the jurisdiction of the Sheriff," where they occur before the word "provided," and insert in their place the following: "printed in the English language, and published in the county where the real estate is situated."

Which was adopted.

Mr. Grubbs moved that 200 copies of minority report on Bill No. 269 be printed.

Which was agreed to.

Mr. Comstock offered the following amendment to section 352:

I move to amend section 352 by inserting after the word "oath," in the 7th line, the following, to wit: "And corporations, through such officer or officers as the court may direct, shall be required to answer interrogatories as natural persons."

Question on amendment.

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Spann, Traylor, Urmstan and Woollen. Ayes, 24.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Chapman, Coffey, Compton, Davidson, Hutchinson, Kramer, Langdon, Rahm, Smith, VanVorhis, Viehe, Voyles and White. Nays, 15.

The amendment was adopted.

Mr. Bell offered the following amendment:

Amend section 457, as amended, by inserting after the word "suit" in the amendment the words "or other person."

Which was adopted.

Mr. Grubbs offered the following amendment:

Amend section 35 of the Code by adding thereto the following: "Process against persons of unsound mind shall be served upon the guardian of such person if there be a guardian; if no guardian shall have been appointed, then such process shall be served by copy upon the superintendent of the hospital in which such person shall be confined, or upon the person having charge or custody of such person, in which case, upon proof of the insanity of the defendant, the court shall thereupon appoint a guardian *ad litem* for such defendant, whose duty it shall be to make proper defense to such action."

Which was adopted.

Mr. Spann offered the following amendment to section 374:

That section 374 be amended to read as follows: "In an action to recover the possession of personal property, judgment for the plaintiff may be for the delivery of the property, or the value thereof in case a delivery can not be had, and damages for the detention. Where the property has been delivered to the plaintiff, and the defendant claims a return thereof, judgment for the defendant may be for the return of the property, or its value in case a return can not be had, and damages for the taking and withholding of the property."

Which was adopted.

Mr. Comstock offered the following amendment:

Amend the bill by inserting the following new section to follow section 802: "The court may, by rule, require that when the complaint, answer or reply in any case is filed, the party filing the same shall also file one copy thereof for the use of the opposite party, but no copy of any exhibit need be filed."

Mr. Hefron offered the following amendment:

I move to amend by inserting after the words "inquire in," the following words: "On motion of the opposite party or his attorney."

Which was rejected.

The question being on the adoption of the amendment.

The ayes and nays being demanded by Messrs. Comstock and Traylor, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Comstock, Foster, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kahlo, Lockridge, Macartney, Menzies, Owen, Rahm, Ristine, Smith, Spann, VanVorhis, Viehe and Woollen. Ayes, 26.

Those voting in the negative were:

Messrs. Briscoe, Bundy, Compton, Garrigus, Graham, Hefron, Kramer, Leeper, Sayre, Shaffer, Traylor, Urmstan, Voyles and White. Nays, 14.

So the amendment was adopted.

Mr Kramer moved to reconsider the vote adopting section 38.

The ayes and nays being demanded by Messrs. Kramer and Woollen, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bell, Bischowsky, Brown, Bundy, Compton, Hefron, Howard, Hutchinson, Kramer, Major, Traylor, Urmstan, VanVorhis, Viehe, Woods and Woollen. Ayes, 18.

Those voting in the negative were:

Messrs. Briscoe, Chapman, Comstock, Foster, Grubbs, Garrigus, Henry, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, White and Yancey. Nays, 21.

So motion to recommit was lost.

Mr. Chapman offered the following amendment:

"SEC. 569 (a). All transcripts filed in the Supreme Court shall be printed either upon being filed or within sixty days thereafter, the reasonable cost for such printing to be taxed as a part of the costs of the losing party in the cause upon its final determination, and the Supreme Court may be governed by the printed transcript in determining the appeal: *Provided*, That the written transcript may be abbreviated in the printed transcript as may be agreed upon between the parties to the cause, and such agreement as to abbreviation shall be incorporated in the printed transcript."

Which was rejected.

Mr. Viehe moved the bill be engrossed.

Which was adopted.

Mr. Sayer, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal for Wednesday, February 23, 1881, have examined the same and find it correct.

Which was concurred in.

Mr. Briscoe presented the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal of Wednesday, have examined the same and found it correct.

Which was concurred in.

Mr. Chapman moved that Senate Bill No. 25 be taken up.

Mr. Kramer asked and obtained leave of absence for Mr. Keyser until Tuesday evening, and stated that they have paired on all political questions.

Mr. Foster moved to adjourn.

The ayes and nays being demanded by Messrs. Foster, Bell, Menzies, Benz, Lockridge, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Coffey, Compton, Foster, Garrigus, Grubbs, Hefron, Henry, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Traylor, Urmstan, Viehe and Woollen. Ayes, 25.

Those who voted in the negative were:

Messrs. Briscoe, Chapman, Comstock, Graham, Hostetter, Kahlo, Leeper, Macartney, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, VanVorhis, White and Yancey. Nays, 18.

So the motion to adjourn was agreed to.

The Senate adjourned.

THOMAS HANNA,

President of the Senate.

FRIDAY MORNING.

FEBRUARY 25, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. H. M. Morey.

Pending the reading of Thursday's Journal, on motion of Mr. Henry the further reading of the same was dispensed with.

The following communication was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Bill numbered 135, and have caused the same to be filed in the office of the Secretary of State. A. G. PORTER.

February 24, 1881.

Mr. Ristine, from Committee on Temperance, to whom was referred Senate Bill No. 30, entitled an act to regulate and license the sale of intoxicating liquors, etc., with instructions that the 18th section, the same being the emergency clause, be stricken out, and recommend it be reported back to the Senate, amended as instructed by striking out the said 18th section, and when so amended, recommend it do pass.

The Lieutenant Governor announced Senate Bill No. 25 as special order.

Mr. Bundy offered the following amendment:

Amend section 2 by adding in line 8 the following words: "*Provided,* That the State Inspector shall not charge or receive any fee, compensation or reward for the appointment of any deputy inspector, from said deputy or any person, and each deputy shall have the whole fee for any inspection made by him."

Which was adopted.

Mr. Langdon offered the following amendment:

Strike out the word "fifty," in line 6, section 4, and insert the

word "forty-five," and strike out the words "fifty, fees on the first as above, and five cents on each additional barrel, cask or package," in line 7 and 8, section 4, and insert in lieu thereof "forty-five, fees for the entire lot shall be three cents per barrel, cask or package."

So the amendment was lost.

Mr. Briscoe moved to strike out section 6.

Which motion was lost.

Mr. VanVorhis offered the following amendment:

Moved that section 10 be amended by striking out the words "will aid in reducing," in line 3, and inserting in place thereof the words "is of a lower specific gravity than the oil itself, or which will diminish."

Which was adopted.

Mr. Graham offered the following amendment:

Amend section 10 by striking out all after the word "fluid," in line 3, to and including the word "oils," in line 4.

Which was adopted.

Substitute adopted as part of bill.

Mr. Menzies offered the following amendment:

I move to amend the section (10) by striking out all after the word "illumination," in line 8, and inserting in lieu thereof "the proceeds thereof shall be paid into the State treasury."

Which was adopted.

Mr. Brown offered the following amendment:

Insert after the word "shall," in line 3, section 11, the words "purposely and willfully."

Which was adopted.

Mr. Brown offered the following amendment:

"*Provided,* That the repeal of said act shall in no wise work a vacation of the office provided for by said, but that said officers shall hold their said offices until their terms, as fixed by said act, expires."

Which was adopted.

Mr. Menzies offered the following amendment:

I move to amend the bill by striking out section 21 thereof.

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend by adding after the word "and," "any one so using oils shall be, upon conviction, fined in any sum not less than twenty nor more than five hundred dollars."

Which was adopted.

Mr. Henry offered the following amendment to section 20:

I move to amend section 20 by adding to the same: "*And provided*, That the repeal of said act shall not in any way affect the prosecution of any one for any violation of said act, but they shall be provided against the same as if said act was not repealed."

Which was adopted.

Report of Committee concurred in.

Bill ordered engrossed.

Mr. Yancey moved to take up Senate Bill No. 186, special order.

Lieutenant Governor announced Senate Bill No. 186 as special order.

Mr. Langdon moved to proceed to Wednesday's order.

Mr. Chapman moved to lay on table.

Ayes and nays were demanded.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Kahlo, Kramer, Leeper, Macartney, Marvin, Menzies, Owen Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 35.

Those voting in the negative were:

Messrs. Briscoe, Compton, Comstock, Garrigus, Langdon, Lockridge, Majors and Traylor. Nays, 8.

So the motion was adopted.

Lieutenant Governor announced Senate Bill No. 186 in order.

Mr. Brown moved to postpone until next Friday at 10 o'clock.

Mr. Yancey moved to lay on table, and demanded ayes and nays.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Leeper, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, White and Yancey. Ayes, 32.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Compton, Comstock, Foster, Hefron, Howard, Langdon, Lockridge, Majors, Traylor, Viehe and Voyles. Nays, 13.

So the motion to lay on the table was agreed to.

Mr. White asked and obtained leave of absence for Mr. Rahm until Monday evening.

Mr. Spann moved bill be engrossed, and demanded the previous question.

Which was rejected.

Mr. Hefron offered the following amendment:

Amend the bill by striking out the word "citizen," in line 4, and inserting in lieu thereof the word "resident;" also, by striking out all after the word "state," in line 7.

Mr. Chapman moved bill be taken up again at 2 o'clock.

Senate adjourned until 2 o'clock.

AFTERNOON SESSION.

FRIDAY, February 25, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to-wit:

Engrossed House Bill No. 284: A bill fixing the times of holding Circuit Courts in the Fifth Judicial Circuit of the State of Indiana, prescribing the length of the terms thereof, and declaring an emergency.

I am also directed to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That two thousand copies of the Geological part of Professor Collett's Report, now in press, in addition to the full work on Geology and Statistics, shall be published and issued to members for the purpose of distribution among schools for information on the local and general geology of this State, the cost of said publication not to exceed thirty cents per copy.

And the same are herewith submitted to the Senate for its action thereon.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., February 25, 1881.

Gentlemen of the Senate:

I have the honor to appoint, subject to the advice and consent of the Senate, Mrs. Rhoda M. Coffin, of Wayne county, a member of the Board of Managers of the Indiana Reformatory Institute for Women and Girls, to serve as such for a term of four years from March 7, 1881, on which latter date her present term of service as a member of said Institute will expire.

ALBERT G. PORTER, Governor.

Mr. Shaffer moved to confirm the appointment.

Question on the adoption of the amendment.

Ayes and nays being demanded, roll call resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Henry, Langdon, Sayre, Shaffer and VanVorhis. Nays, 5.

So amendment was adopted.

Mr. Shaffer moved Senate Bill No. 186 be considered engrossed.

Which was adopted, and bill read third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Davis, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Macartney, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, VanVorhis, White and Yancey. Ayes, 18.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Hefron, Henry, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Shaffer, Urmstan, Viehe and Voyles. Nays, 25.

So the bill failed.

The Lieutenant Governor laid before the Senate a communication from the Auditor of State, which was referred to the Committee on Finance.

Mr. Lockridge asked and obtained leave of absence for Mr. Davidson until Monday noon, and that we are paired.

Mr. Bischowsky, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal for Thursday, February 24, 1881, have examined the same and found it correct.

Mr. —— asked and obtained leave of absence for Mr. Viehe until Monday.

On motion the Senate adjourned.

THOMAS HANNA,
President of Senate.

SATURDAY MORNING.

FEBRUARY 26, 1881.

Senate met at 10 o'clock A. M., Lieutenant Governor Hanna in the Chair.

Prayer by Rev. G. L. Curtis.

Pending reading of Journal, on motion of Mr. Brown, further reading was dispensed with.

Mr. Brown presented amendment on Bill No. 298.

Which was referred to Committee on Township Business.

Mr. Kahlo presented Bill No. 299, entitled, an act to abolish the Superior Court of Cass county, and transferring the business to the Cass County Circuit Court.

Which was referred to a special committee consisting of Messrs. Kahlo, Bell, Grubbs, Comstock and Davis.

Mr. Leeper's woodchuck petition was referred to Committee on Federal Relations.

Mr. Sayre presented a petition on temperance.

Which was referred to the Committee on Temperance, without reading.

Mr. Menzies moved House Bill No. 204 be referred to a committee of five.

Which was adopted.

Committee consisted of Messrs. Menzies, Comstock, Spann, Hefron and Chapman.

Mr. Comstock presented bill of George S. Needman for twelve days' work as clerk to Committee on Revision of Laws.

Which was referred, without reading, to Committee on Claims.

Mr. Foster presented petition on temperance, which was referred without reading to Committee on Temperance.

Mr. Graham returned Senate Bill No. 211, providing against loss by destruction of records, etc., with a committee report recommending the amendment of the bill by striking out all after the enacting clause and inserting new matter.

Mr. Henry moved Senate Bill No. 211, providing against loss by destruction of records, be read second time by title and considered engrossed, read third time by sections and put upon its passage.

Ayes and nays being called and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White and Yancey. Ayes, 38.

No one voting in the negative.

So bill passed.

Senate Bill No. 211 read second time by title.

Report of committee concurred in.

Bill ordered engrossed.

Read third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Coffey, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, Voyles, White and Yancey. Ayes, 36.

No one voting in the negative.

So bill passed.

Title laid over until Monday.

The title was amended by Mr. Henry as follows:

Mr. Henry offered following amendment:

Amend title for Senate Bill No. 211, an act providing for the reinstallment of records and papers of courts lost or destroyed, and providing against the consequences of such loss or destruction, and regulating suits to declare and quiet title to or interest in real estate, the evidence of which is affected by such loss or destruction, and repealing all laws in conflict with this act, and declaring an emergency.

Mr. Bell, from Judiciary Committee, to whom was referred Senate Bill No. 189, entitled, a bill for defining powers of attorney, etc., recommends that bill be amended and it do pass.

Mr. Graham, from Judiciary Committee, to whom was referred Senate Bill No. 254, entitled, an act requiring judgment-plaintiffs and their assigners, upon payment of judgment, to enter satisfaction, etc., recommends that bill be indefinitely postponed.

Mr. Graham, from the Committee on Judiciary, to whom was referred Senate Bill No. 266, entitled, an act to prevent the levy of unnecessary taxes, etc., recommended bill be recommitted to the Committee on County and Township Business.

Mr. Graham, from the Committee on Judiciary, to whom was referred House Bill No. 71, entitled, a bill for the speedy publication of certain laws, recommended the same be indefinitely postponed.

Mr. Menzies asked and obtained leave of absence for Mr. Henry until Tuesday morning.

Mr. Shaffer asked and obtained leave of absence for Mr. Davis until Monday.

Mr. Comstock, from the Committee on Revision of the Laws, presented the following report:

MR. PRESIDENT:

The Joint Committee on Revision of the Laws, to which was referred Senate Bill No. 201, have had the same under consideration, and direct me to report the same back to the Senate with the recommendation that it be indefinitely postponed, for the reason that the Board of Revision have already recommended substantially the amendment proposed in said bill.

Mr. Comstock, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

Your Committee on Judiciary, to whom was referred Senate Bill No. 14, entitled an act concerning judgments in courts of record and satisfaction of the same, have had the same under consideration, and recommend that it be amended by striking out sections 3 and 4, and it do pass as amended.

Mr. Comstock, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

A majority of the Committee on Judiciary, to whom was referred Senate Bill No. 77, have had the same under consideration, and a majority of your committee recommends that the bill be amended as hereinafter set forth, and when so amended it do pass.

Mr. Traylor, from the Committee on Judiciary, to whom was referred Senate Bill No. 200, entitled an act to legalize executions, liens and Sheriff's sales in certain cases, and declaring an emergency, and a majority of committee recommend that bill be indefinitely postponed.

Mr. Brown, to whom was referred Senate Bill No. 198, entitled, an act to make legal and valid the articles of association and incorporation of plank, macadamized and gravel roads, etc., and a majority of committee recommend bill do pass.

Mr. Brown, from Committee on Judiciary, to whom was referred Senate Bill No. 262 entitled, an act to amend section 2 of "An act defining certain misdemeanors, and prescribing punishment therefor," etc., recommend bill do pass.

Mr. Chapman, from the Committee on Judiciary, to whom was referred Senate Bill No. 279, entitled, an act to amend section 18 of an act entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc., recommend that it be indefinitely postponed.

Mr. Garrigus, from Committee on Corporations, presented the following report:

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate

Bill No. 289, introduced by Senator Bell for an act to amend section 11 of an act entitled "An act in relation to the laying out, opening, widening, altering and vacation of streets, alleys and highways," etc., have had the same under consideration, and have directed me to report it back to the Senate, with the recommendation that the bill do pass.

Mr. Garrigus, from the Committee on Corporations, presented the following report:

MR. PRESIDENT:

The Committee on Corporations, to whom was referred Senate Bill No. 20, introduced by Senator Bell, for an act to amend section 20 and 61 of an act entitled "An act to repeal all laws for the incorporation of cities," etc., and have directed me to report it back to the Senate with the recommendation that the bill do pass.

Mr. Garrigus, from the Committee on Corporations, presented the following report:

MR. PRESIDENT:

Your Committee on Corporations, to whom was referred engrossed House Bill No. 12, entitled, a bill permitting cities and incorporated towns to vacate cemeteries, etc., have had the same under consideration and direct me to report the same back with the recommendation that the same do pass.

Mr. Poindexter, from Committee on Roads, to whom was referred Senate Bill No. 91 entitled, an act providing for converting toll pikes into free gravel roads, and a majority of the committee recommend that the bill lie on the table.

Mr. Poindexter, from Committee on Roads, to whom was referred Senate Bill No. 181 entitled, an act to amend section 1 of an act entitled "An act to amend section 13, providing for the election and qualification of Justice of the Peace," a majority of the committee recommend the bill do pass.

Mr. Lockridge, from Committee on Roads, to whom was referred Senate Bill No. 217 entitled, a bill to amend section 2 of an act, etc., and a majority of the committee recommend the bill do pass.

Mr. Macartney, from Committee on Roads, to whom was referred Senate Bill No. 194 entitled, an act to amend section 30 of

an act entitled "An act providing for the election and appointment of supervisors of highways," a majority of the committee recommend the bill do pass.

Mr. Macartney, from the Committee on Roads, to whom was referred Senate Bill No. 123, reported that a majority of the committee recommend bill be indefinitely postponed.

Mr. Majors, from the Committee on Fees and Salaries, to whom was referred Senate Bill No. 188, entitled, an act supplementary to an act, etc., recommend that the bill be indefinitely postponed.

Mr. VanVorhis, from the Committee on Benevolent and Reformatory Institutions, presented the following report:

MR. PRESIDENT:

Your committee to whom was referred House Bill No. 119, report that they have had the same under consideration, and recommend its passage.

Mr. Marvin, from the Committee on Agriculture, presented the following report:

MR. PRESIDENT:

Your Committee on Agriculture, to whom was referred Senate Bill No. 118, entitled, an act to restrain certain animals, etc., have considered the same, and a majority of the committee recommend that it do pass, and that 200 copies be printed for the use of the Senate.

Mr. VanVorhis, from the Committee on Reformatory and Benevolent Institutions, presented the following report:

MR. PRESIDENT:

The Committee on Benevolent and Reformatory Institutions, to whom was referred House Bill No. 32, report that they have had the same under consideration, and recommend the substitution of new matter.

Mr. VanVorhis, from Committee on Benevolent and Reformatory Institutions, presented the following report:

MR. PRESIDENT:

Your Committee on Benevolent and Reformatory Institutions, to whom was referred Senate Bill No. 250, have had the same

under consideration, and would recommend that it be laid on the table.

Mr. VanVorhis, from Committee on Benevolent and Reformatory Institutions, presented the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Bill No. 92, report that they have had the same under consideration, and a majority recommend that it be indefinitely postponed.

Mr. Lockridge, from Committee on Agriculture, to whom was referred Senate Bill No. 222, entitled, a bill for an act to exempt certain property from taxation, etc., recommend that bill be postponed indefinitely.

Mr. Lockridge, from Committee on Agriculture, to whom was referred Senate Bill No. 264, entitled, a bill for protection of fish, defining certain misdemeanors, etc., recommend that it do pass, with following amendments: Strike out the word "and," in line 15, section 1, and insert in lieu thereof the words, "to which may be added."

Mr. Howard, from Committee on Public Printing, to whom was referred Senate Bill No. 121, reported that a majority of committee recommend that it do pass.

Mr. Bischowsky, from the Committee on Canal and Internal Improvements, presented the following report:

MR. PRESIDENT:

Your Committee on Canals, Internal Improvements and Swamp Lands, to whom was referred Senate Bill No. 226, entitled, an act to enable the owners of wet lands to drain and reclaim them, etc., have considered the same, and recommend that it lie on the table.

Mr. Bischowsky, from the Committee on Canals, Internal Improvements and Swamp Lands, presented the following report:

MR. PRESIDENT:

Your Committee on Canals, Internal Improvements and Swamp Lands, to whom was referred Senate Bill No. 214, entitled, a bill for an act concerning drainage, have considered the same and recommend that it do pass with the following amendments substituted as new matter.

Mr. Garrigus, from Committee on Rights and Priviliges, to whom was referred Joint Resolution No. 1, recommend that the resolution do lie on the table.

Mr. Sayre, from the Committee on Fees and Salaries, to whom was referred Senate Bill No. 63, recommend that when bill be amended it do pass.

Mr. Ristine, from the Committee on Claims, to whom was referred Senate Bill No. 197, recommend that bill be indefinitely postponed.

Mr. Hostetter, from the Committee on Military Affairs, to whom was referred Senate Bill No. 109, entitled, an act concerning the Battle Ground, in Tippecanoe county, etc., recommend that bill lie on the table.

Mr. Hostetter, from Committee on Military Affairs, to whom was referred House Joint Resolution No. 4, recommend that bill do pass with following amendments:

Strike out from line 1, page 2, section 1, "Be it enacted," and insert in lieu thereof the words, "Be it resolved."

Mr. Howard, from Committee on Military Affairs, presented the following report:

MR. PRESIDENT:

Your Committee on Military Affairs, to whom was referred Senate Bill No. 227, have had the same under consideration, and recommend the substitution of new matter.

Mr. Shaffer, from Committee on Rights and Privileges, to whom was referred House Bill No. 59, recommend that it be amended by striking out the words "two-thirds" in line 17 of section 1, and that when so amended bill do pass.

Mr. Shaffer, from Committee on Rights and Privileges, to whom was referred Senate Bill No. 179, recommend that bill do lie on the table.

Mr. Shaffer, from Committee on Rights and Privileges, to whom was referred Senate Bill No. 225 entitled, an act prohibiting sale of certain firearms, etc., recommend the bill do pass.

Mr. White, from Committee on County and Township Business, to whom was referred Senate Bill No. 282 entitled, a bill to author-

ize the County Commissioners of the several counties, etc., the majority recommend the bill do pass.

Mr. White, from Committee on County and Township Business, to whom was referred House Bill No. 98 entitled, a bill for the relief of S. J. Brandon, etc., a majority of the committee recommend the bill do pass.

Mr. White, from Committee on County and Township Business, to whom was referred Senate Bill No. 267 entitled a bill for an act to protect bridges, etc., recommend the bill do pass.

Mr. Voyles, from the Committee on County and Township Business, reported on Senate Bill No. 298 entitled, an act concerning the relocation of county seats, etc., recommending that it be amended, and when so amended that it do pass.

Mr. Ristine, from the Committee on Temperance, presented the following report:

MR. PRESIDENT:

Your Committee on Temperance, to whom was referred Senate Bill No. 190, an act authorizing incorporated towns to require of persons, etc., have considered the same, and recommend that it do pass with the following amendments, substituted as new matter.

Mr. Ristine, from the Committee on Temperance, presented the following report:

MR. PRESIDENT:

Your Committee on Temperance, to whom was referred Senate Bill No. 293, entitled, an act to amend "An act on the subject of temperance," approved March 17, 1875, have considered the same, and recommend that it lie on the table.

Mr. Ristine, from the Committee on Temperance, presented the following report:

MR. PRESIDENT:

Your Committee on Temperance, to whom was referred Senate Bill No. 140, entitled, an act making it unlawful for the owners or proprietors of any saloon, etc., have considered the same, and a majority of the Committee recommend that it do pass.

Mr. Spann, from the Committee on Insurance, to whom was re-

ferred Senate Bill No. 277, introduced by Senator Menzies, on behalf of the insurance companies, entitled, a bill concerning insurance, recommended that the bill be reported back to the Senate, substituting new matter, and, when so done, that the bill do pass.

Mr. Voyles, from the Committee on Insurance, reported on Senate Bill No. 159, entitled, an act amending section 1, in regard to foreign insurance companies, etc., recommending that it lie on the table.

Mr. Voyles, from the Committee on Insurance, reported on Senate Bill No. 102, entitled, an act requiring foreign insurance companies to pay judgements, etc., recommending that it do pass.

Mr. Foster, from the Committee on Railroads, presented the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Bill No. 273, have had the same under consideration, and would recommend that it do pass.

Mr. Garrigus, from the Committee on Railroads, presented the following report:

MR. PRESIDENT:

Your Committee on Railroads, to whom was referred Senate Bill No. 100, entitled, an act to provide for the construction and maintainance of private crossings across railroads, etc., have had the same under consideration, and direct me to report the same back with the recommendation that the same be amended by striking out the third and fourth sections thereof, and when so amended the committee recommend that the bill do pass.

Mr. Spann, from the Committee on Railroads, reported on Senate Bill No. 192, recommending that it do pass.

Mr. Graham, from Committee on Railroads, presented the following minority report:

MR. PRESIDENT:

A minority of your Committee on Railroads, to whom was referred Senate Bill No. 171, have had the same under considertion, would recommend the same be laid on the table.

Mr. Briscoe, from Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal for Friday, February 25, 1881, have carefully examined the same, and found it correct.

Which was concurred in.

Mr. Bundy, from the Committee on Executive Appointments, reported that the Committee unanimously recommend that the appointment by the Governor of Samuel Green, of Rush county, as Trustee of the Asylum for Feeble-minded Children, be confirmed by the Senate.

Which was concurred in.

Mr. Bundy, from the Committee on Executive Appointments, made report on Senate Bill No. 78, recommending that it do pass.

Mr. Bundy, from the Committee on Executive Appointments, reported on Senate Bill No. 248, recommending that it lie on the table.

Mr. VanVorhis, from the special committee to whom was referred engrossed Bill No. 34, recommend that section 1 be amended by striking out all after the word "shall," in line 1, page 2, and inserting instead thereof the following: "have power by ordinance to provide for the election of a Police Judge, who shall be elected at the next succeeding municipal election after the passage of such ordinance; and such Police Judge so provided for shall hold his office for two years from the first day of January after such election;" and when so amended that it do pass.

Mr. Kahlo, from a special committee, reported on Senate Bill No. 299, recommending that it do pass.

Mr. Kahlo moved to suspend constitutional rule, and that bill be read second time by title only, considered engrossed, read a third time by sections, and put upon its passage.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Hostetter, How-

ard, Kahlo, Langdon, Leeper, Lockridge, Marvin, Menzies, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, White and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Briscoe, Coffey, Compton, Kramer, Macartney, Traylor and Voyles. Nays, 8.

Two-thirds not voting in the affirmative, motion was rejected.

Mr. Graham moved that the House resolution, recommending the printing of two thousand copies of Professor Collett's geological report for distribution, be adopted.

Which was concurred in.

Mr. Shaffer's resolution to change the hour of meeting from 10 o'clock to 9 o'clock A. M., under the rules, lays on table for one day.

Mr. Leeper presented the following:

Resolved, That the Secretary be instructed to supply Senators with Senate letter paper for their use in their official capacity.

Senate Bill No. 30, entitled, an act concerning the examination of large bodies of wet lands in the State of Indiana, etc.

Read first time and referred to Committee on Insurance.

Mr. Benz, by request, introduced Senate Bill No. 301, entitled:

An act to provide for the paying of the expenses of the Ohio River Commission.

Read first time and referred to Committee on Rights and Privileges.

Mr. Brown, by request, introduced Senate Bill No. 302, entitled:

An act to authorize the Seymour Reform Club to establish and conduct a gift concert enterprise, etc.

Read first time and referred to the Committee on Temperance.

Mr. Hefron asked and obtained leave of absence for Mr. Sayre until Tuesday.

Mr. Bundy asked and obtained leave of absence for Mr. Bischowsky until Monday noon.

Mr. Chapman introduced Senate Bill No. 303, entitled:

A bill to amend section 2 of an act entitled, "An act to amend sections 1, 2, 3, 4, 8, 13 and 17 of an act to authorize aid to the construction of railroads by counties," etc.

Read first time and referred to the Committee on Railroads.

Mr. Coffey presented Senate Bill No. 304, entitled:

An act to amend section 8 of an act entitled, supplementary and amendatory of an act to provide for a uniform assessment of property, etc.

Read first time and referred to Committee on Insurance.

Mr. Compton introdueed Senate Bill No. 305, entitled:

An act to amend section 14 of an act prescribing fees, salaries, etc.

Read first time and referred to Committee on Fees and Salaries.

Mr. Comstock introduced Senate Bill No. 306, entitled:

An act concerning the Richmond and Liberty Turnpike Company.

Read first time and referred to Judiciary Committee.

Mr. Graham introduced Senate Bill No. 307, entitled:

An act providing for the taxation of telegraph and telephone companies.

Read first time and referred to Committee on Corporations.

Mr. Grubbs introduced Senate Bill No. 308, entitled:

An act providing for the appointment of a Railroad Commissioner, etc.

Read first time and referred to Committee on Railroads.

Mr. Leeper demanded the call of the Senate.

Mr. Ristine, from the Committee on Claims, reported on the following claims, recommending that warrants be drawn for the same:

Thomas E. Boyd, for services as teller in organization of the Senate, two days at $6	$12 00
Jacob Voegtle, to one water-bucket	90
Thomas Burrows, two days as sweeper, at $2.50	5 00
Mrs. Susanna Flahoff, washing towels	1 20

Which was concurred in.

Mr. Hostetter introduced Senate Bill No. 309, entitled:

An act regulating the districting of towns where the number of inhabitants does not exceed 2,500, etc.

Which was read a first time and referred to the Committee on County and Township Business.

Mr. Langdon introduced Senate Bill No. 310, entitled:

A bill to provide for the filing of short-hand notes of testimony, etc.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Leeper introduced Senate Bill No. 311, entitled:

An act to amend section 1 of an act entitled "An act to amend the 1st section of an act for the incorporation of manufacturing and mining companies," etc.

Which was read a first time and referred to the Committee on Corporations.

Mr. Macartney introduced Senate Bill No. 312, entitled:

An act to legalize the incorporation of the town of Fremont, in Steuben county, Indiana, etc.

Which was read a first time and referred to the Committee on County and Township Business.

Mr. Leeper introduced Senate Bill No. 313, entitled:

An act to encourage the destruction of ground hogs, etc.

Which was read a first time and referred to the Committee on Rights and Privileges.

Mr. Ristine introduced Senate Bill No. 314, entitled:

An act to amend section 4 of an act entitled, "An act to authorize the formation of companies for the detection and apprehension of horse thieves," etc.

Which was read a first time and referred to Committee on County and township Business.

Mr. Sayre introduced Senate Bill No. 315, entitled:

A bill providing for the preliminary examination of persons before judges, etc.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Spann introduced Senate Bill No. 316, entitled:

An act to amend an act approved March 21, 1879, etc.

Which was read a first time and referred to the Committee on Insurance.

Mr. Traylor introduced Senate Bill No. 317, entitled:

An act to amend section 16 of an act entitled, "An act providing for the organization of county boards," etc.

Which was read first time and referred to the Committee on Judiciary.

Mr. Traylor introduced Senate Bill No. 318, entitled:

An act to provide against intoxication and prescribing penalties therefor, etc.

Which was read first time and referred to the Committee on Temperance.

Mr. Urmstan introduced Senate Bill No. 319, entitled:

An act to amend section 62 of the Justices' act, etc.

Read first time and referred to the Committee on Revision of Laws.

Mr. White introduced Senate Bill No. 320, entitled:

An act to amend sections 17, 18 and 29 of "An to repeal all general laws now in force for the incorporation of cities," etc.

Read first time and referred to the Committee on Fees and Salaries.

On motion the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

SATURDAY, February 26, 1881.

The Senate re-assembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Brown moved that Senator Comstock take the Chair.

Which was agreed to.

The Chair announced that the reading of the Civil Code was in order.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 280: A bill to legalize the election of officers of incorporated towns in this State, and also to legalize the orders, ordinances, by-laws, rules, regulations, appointments, election proceedings and official acts of the boards of town trustees, etc.

And the same is herewith submitted to the Senate for its action thereon.

I am also directed to inform the Senate that the House has concurred in the resolution of the Senate, authorizing the committee appointed to investigate the condition and management of the Indiana Soldiers' and Seamen's Home, and the Asylum for Feeble-minded Children, to employ a clerk.

Mr. Bundy, from special committee to investigate the condition of the Home for Soldiers and Seamen and the Asylum for Feeble-minded Children, would respectfully report that under the authority given by concurrent resolution No. 17, authorizing said committee to employ a clerk, Fred. Butler has been appointed as such clerk and entered on the discharge of his duties on the 17th day of February, 1881.

Mr. Smith, from Committee on Enrolled Bills, presented the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has instructed me to report that it has compared enrolled Senate Acts Nos. 28, 36, 39, 44 and 108, with the engrossed bill, and found them correct copies.

On motion the Senate adjourned.

THOMAS HANNA,
President of the Senate.

MONDAY MORNING.

FEBRUARY 28, 1881.

The Lieutenant Governor being absent, on motion of Mr. Menzies, Mr. Comstock took the Chair.

Prayer was offered by Rev. H. M. Talbott, of Meridian Street M. E. church.

On motion of Mr. Lockridge, the reading of the Journal of Saturday was dispensed with.

President *pro tem.* announced reading of Civil Code bill.

Mr. Bundy presented claims of Mr. Butler.

Which was referred without reading to Committee on Claims.

Mr. Shaffer introduced Senate Bill No. 321, entitled:

An act to amend section 22 of "An act concerning enclosure, tresspassing animals and partition fences," etc.

Read first time and referred to Committee on Agriculture.

Mr. Voyles introduced Senate Bill No. 322, entitled:

An act to amend sections 17 and 18 of an act entitled, "An act providing for the organization of county boards," etc.

Read first time and referred to Committee on County and Township Business.

Mr. Hefron introduced Senate Bill No. 323, entitled:

An act to amend section 25 of an act entitled, "An act regulating decents and the apportionment of estates."

Read first time and referred to the Committee on Judiciary.

Mr. Urmstan introduced Senate Bill No. 324 entitled:

An act entitled an act to regulate the business of telegraph companies and telegraphing in this State, etc.

Which was referred to Committee on Corporations after reading first time.

The reading of the Civil Code having been completed.

On motion the Senate adjourned.

AFTERNOON SESSION.

MONDAY, FEBRUARY 28, 1881.

Senate re-assembled at 2 o'clock, the Lieutenant Governor in the Chair.

The Lieutenant Governor announced that Senate Bill No. 271 having been read a third time.

The queston is, Shall the bill pass?

Mr. Kramer moved that the vote on the bill be postponed till to-morrow morning.

Mr. Benz demanded a call of the Senate.

The roll being called, Senators present and answering to their names were as follows:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. 37.

Motion to postpone vote was rejected.

Mr. Viehe moved to reconsider the vote.

On motion of Mr. Brown, vote was postponed till 4 o'clock.

Mr. Grubbs moved to take up Senate Bill No. 299, concerning an act to abolish Superior Court of Cass county, etc., suspend constitutional rules, bill be read second time by title, considered engrossed, read third time, and put upon its passage.

Ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Hutchinson, Kahlo, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Tray-

lor, Urmstan, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 35.

No one voting in the negative.

So motion was agreed to.

Bill read by title for the second reading.

The following message was received from the House, at the hand of the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 367: A bill concerning proceedings in criminal cases,

And the same is herewith submitted to the Senate for its action thereon.

I am also directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to-wit:

Enrolled Senate Act No. 28: An act entitled, an act to prohibit pool selling, and providing penalties therefor.

Enrolled Senate Act No. 36: An act to amend section 76 of an act entitled, "An act providing for the settlement of decedent's estates, prescribing the rights, liabilities and duties of officers connected therewith," etc.

Enrolled Senate Act No. 39: An act to authorize County Commissioners to provide, by purchase, suitable asylums for the use and occupancy of children who are proper charges upon the counties, limiting the amount to be so expended, etc.

Enrolled Senate Act No. 44: An act to amend section 10 of an act entitled "An act touching contempts of courts, prescribing penalties that may be inflicted therefor," etc.

Enrolled Senate Act No. 108: An act to amend section 3 of an act entitled "An act touching the laying out and vacating towns, streets, alleys, public squares, grounds," etc.

And the same are herewith returned to the Senate.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hefron, Hostetter, Hutchinson, Kahlo, Kramer, Lockridge, Macartney, Owen, Poindexter, Ristine, Shaffer, Spann, White, Wilson and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Howard, Langdon, Leeper, Majors, Marvin, Menzies, Traylor, Urmstan, VanVorhis, Voyles and Woollen. Nays, 13.

So the bill failed.

Mr. Comstock moved to proceed with Wednesday's business.

The following message was received from the Governor:

Gentlemen of the Senate:

I have the honor to appoint, subject to the approval of the Senate, George I. Reed, of Miami county, a member of the Board of Trustees of the Indiana State Normal School, to succeed Alexander C. Hopkins, and to serve for four years from December 20, 1881.

I have also the honor to appoint, subject to the approval of the Senate, Barnabas C. Hobbs, of Parke county, a member of the Board of Trustees of said Normal School, to succeed Timothy Nicholson, and to serve for four years from December 20, 1881.

A. G. PORTER, Governor.

February 28, 1881.

Mr. Shaffer moved to take up House Bills.

Mr. Wilson moved to lay Mr. Shaffer's motion on the table.

Which was agreed to.

Question on Mr. Comstock's motion to proceed with Wednesday's business?

The ayes and nays, being demanded by Messrs. Brown and Benz, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Leeper, Lockridge, Macartney, Marvin, Owen, Ristine, Spann, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Hefron, Howard, Majors, Menzies, Poindexter, Shaffer, Traylor, Urmstan and Woollen. Nays, 11.

So the motion was agreed to.

Senate Bill No. 192 read third time.

Question being, Shall the bill pass?

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Compton, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Traylor, Voyles, White, Wilson, Woollen and Yancey. Ayes, 39.

Mr. Urmstan voting in the negative.

So the bill passed.

Title adopted as read.

The Lieutenant Governor announced his signature to Senate Bills Nos. 108, 39, 36, 46 and 28.

Senate Bill No. 24, entitled an act authorizing the appointment of State Commissioner of Fisheries, prescribing his compensation, defining his duties, etc.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Kahlo, Kramer, Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Benz, Hefron, Howard, Hutchinson, Majors, Marvin, Traylor and Voyles. Nays, 8.

So the bill passed.

Title adopted as read.

Senate Bill No. 241, fixing salaries for Speaker of House, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Graham, Hefron, Henry, Leeper, Lockridge, Menzies, Owen, Ristine, Spann, Traylor, VanVorhis, Voyles, White and Woollen. Ayes, 22.

Those voting in the negative were:

Messrs. Foster, Hostetter, Howard, Hutchinson, Kramer, Macartney, Majors, Marvin, Poindexter, Shaffer, Urmstan, Viehe, Wilson and Yancey. Nays, 14.

So the bill failed to pass.

Senate Bill No. 245, entitled an act enlarging the power of incorporated cities, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Foster, Graham, Hefron, Henry, Hostetter, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Marvin and Voyles. Nays, 2.

So the bill passed.

Title adopted as read.

Senate Bill No. 110, relating to granting Indianapolis power to license pawnbrokers, etc.

Was read a third time.

Question being, Shall the bill pass?

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Graham, Grubbs, Garrigus, Henry, Howard, Hutchinson, Hostetter, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 40.

So the bill passed.

Title adopted as read.

Senate Bill No. 18, entitled:

An act supplemental to "An act for incorporation of cities, changing time of holding elections in Indianapolis," etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Hefron, Henry, Hostetter, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 37.

Those who voted in the negative were:

Messrs. Garrigus, Kahlo and Voyles. Nays, 3.

So the bill passed.

Title adopted as read.

Senate Bill No. 25, entitled:

An act repealing an act providing for the appointment of Coal Oil Inspector, etc.

Was read a third time.

Mr. Briscoe offered the following motion:

MR. PRESIDENT:

I move that the bill be re-committed with instructions to strike out all after the enacting clsuse, and to report a bill with a section repealing the act approved March 31, 1879.

Which was rejected.

Question, Shall the bill pass.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Grubbs, Henry, Hostetter, Kramer, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Ristine, Shaffer, Urmstan, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Foster, Garrigus, Howard, Majors, Menzies, Spann, Traylor and Woollen. Nays, 11.

So the bill failed.

Senate Bill No. 131, entitled an act amending section 16, in regard to railroad bridges, etc., was read third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Hefron, Henry, Hostetter, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 34.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 5, entitled an act amending sections 17 and 18 providing for salary to Mine Inspector, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 34.

Mr. Hostetter voting in the negative.

So the bill passed.

Mr. Compton moved to amend title by inserting the following after the word "to," in line 1: "An act to repeal section 4 and to amend sections 3, 17 and 18 of an act entitled," etc.

Which was agreed to.

Title adopted as amended.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Senate.

TUESDAY MORNING.

MARCH 1, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. N. A. Hyde.

Pending reading of Journal, Mr. Foster moved further reading of Monday's Journal be dispensed with.

Mr. Shaffer moved to take up Senate Bill No. 30, relating to sale of intoxicating liquors, etc.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Davidson, Davis, Foster, Graham, Hefron, Hutchinson, Kramer, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Viehe, Voyles, Woods and Woollen. Ayes, 26.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Grubbs, Hostetter, Lockridge, Smith, VanVorhis, White and Yancey. Nays, 11.

So the motion was agreed to.

Committee's report on Senate Bill No. 30 concurred in.

Mr. Brown moved it be made special order for 2 o'clock to-day.

Mr. Comstock, for the Revision Committee, moved constitutional rules be suspended and Senate Bill No. 325, entitled, offices and officers, be read first and second time by title only, and 200 copies be printed.

Question being on the motion.

Ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Chapman,

Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Hostetter and Macartney. Nays, 2.

So motion was agreed to.

Senate Bill No. 325 read first and second time, and laid on table until printed.

Mr. Chapman moved to reconsider vote confirming the nominations of George I. Reed and Barnabus C. Hobbs as Trustees of State Normal School.

Which was adopted.

Senate Bill No. 119, legalizing acts of the Board of Trustees of Monroeville, Allen county.

Was read a third time.

Question being, Shall the bill pass?

Ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Benz, Briscoe, Rahm and Urmstan. Nays, 4.

So the bill passed.

Till adopted as read.

Senate Bill No. 180, entitled:

An act to amend section 1 of Sunday Law.

Question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Ayes, 39.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Majors and Woods. Nays, 4.

So the bill passed.

Title adopted as read.

Senate Bill No. 183, entitled:

An act authorizing insurance of military stores to certain colleges, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Senate Bill No. 142, entitled an act amending section 3 in regard to adoption of heirs, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Bell, Foster, Owen and Urmstan. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. Bell presented a memorial from Masonic Mutual Benefit Society.

Mr. Wilson, from the Finance Committe, made a report which was concurred in.

On motion of Mr. Comstock, Senate Bill No. 271, entitled, an act concerning proceedings in civil cases, be taken up.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The committee to whom was referred enrolled Act No. 76, have examined the same and found it a correct copy of the engrossed bill.

Mr. Owen, from the Committee on Education, reported on Senate Bill No. 255, recommending that it do pass.

Mr. Hostetter, from the Committee on Military Affairs, reported on House Joint Resolution No. 3, recommending that it do pass.

Senate Bill No. 271, entitled an act concerning proceedings in civil cases, etc, was read third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman,

Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

Those who voted in the negative were:

Messrs. Brown, Howard, Kramer, VanVorhis and Voyles. Nays, 5.

So the bill passed.

Title adopted as read.

Senate Bill No. 199, entitled: A bill to amend the 7th section of an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Woollen. Ayes, 41.

Those who voted in the negative were:

Messrs. Benz, Davis, Poindexter and Yancey. Nays, 4.

So the bill passed.

Title adopted as read.

Senate Bill No. 75, enabling the owners of wet lands to drain the same, etc.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 43.

No one voting in the negative.

So the bill passed.

On motion of Mr. Bell, title was amended as follows:

Inserting in title the words "and prescribing penalties for the violation thereof."

Title adopted as amended.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., March 1, 1881.

Hon. Thomas Hanna:

SIR:—By an error of my secretary in making out the letter of nomination of Messrs. Reed and Hobbs, as trustees of the State Normal School, the beginning and duration of their terms of office were incorrectly stated. Each should have been appointed to serve from the date of his qualification under his appointment until December, 20, 1883.

Will you ask on my behalf to have the appointment withdrawn in order that I may recommend these gentlemen to serve for the term last stated. Very respectfully, yours,

A. G. PORTER, Governor.

Mr. Marvin asked and obtained leave to withdraw motion to confirm.

On motion of Mr. Traylor, permission was given the Governor to withdraw nominations.

Message from the Governor:

Gentlemen of the Senate:

I have the honor to appoint, subject to the approval of the Senate, George I. Reed, of Miami county, a member of the Board of

Trustees of the Indiana Normal School, to succeed Alex. C. Hopkins, and to serve as such from the date of his qualification until December 20, 1883.

And I have also the honor to appoint, subject to the approval of the Senate, Barnabus C. Hobbs, of Parke county, a member of the Board of Trustees of the Indiana State Normal School, to succeed Timothy Nicholson, and to serve as such from the date of his qualification until december 20, 1883.

March 1, 1881. A. G. PORTER, Governor.

MR. PRESIDENT:

Your committee to whom was referred Senate Journal of Monday, February 28, 1881, have examined the same and found it correct. S. F. LOCKRIDGE, for Committee.

Senate Bill No. 161, entitled, an act authorizing the appointment of short-hand reporters, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Leeper, Lockridge, Macartney, Menzies, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 30.

Those who voted in the negative were:

Messrs. Benz, Davidson, Davis, Foster, Howard, Kramer, Majors, Marvin, Poindexter, Rahm, Voyles and Woolen. Nays, 11.

So the bill passed.

Title adopted as read.

On motion of Mr. Henry, committee's report on Senate Bill No. 214, a bill for an act concerning drainage, was concurred in and ordered engrossed.

Senate Bill No. 79, concerning the purchase of toll-roads and their maintenance.

Was read a third time.

Question being, Shall the bill pass?

Ayes and nays being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Langdon Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Briscoe, Garrigus, Graham, Howard, Kramer, Majors, Marvin, Sayre, Smith, Traylor and Woollen. Nays, 11.

So the bill passed.

Title adopted as read.

Senate Bill No. 132, entitled, an act appropriating $6,000 to remove sand bar in Calumet river, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Chapman, Coffey, Compton, Davidson, Foster, Hefron, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Owen, Poindexter, Rahm, Ristine, Shaffer, Urmstan, VanVornis, Viehe, White, Woods and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Briscoe, Comstock, Garrigus, Grubbs, Henry, Hostetter, Marvin, Menzies, Sayre, Smith and Spann. Nays, 11.

So the bill passed.

Title adopted as read.

The following Message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following act, to wit:

Enrolled Senate Act No. 76: An act to permit all patents issued by the United States, etc., to be loyal evidence in the courts of this State, etc.

And the same is herewith returned to the Senate.

The Lieutenant Governor announced his signature to Senate Bill No. 76.

On motion, the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, March 1, 1881.

Senate re-assembled at 2 o'clock P. M., Lieutenant Governor Hanna in the chair.

Mr. Bell demanded a call of the roll of the Senate, which, being taken, discovered the following Senators present and answering to their names:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Coffey, Compton, Davidson, Davis, Grubbs, Hefron, Henry, Howard, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Poindexter, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 33.

On motion of Mr. Bell, absentees were sent for.

On motion of Mr. Bell, further proceedings under the call were dispensed with.

Senate Bill No. 30, regulating sale of intoxicating liquors, etc.

Was read a third time.

Question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Keyser,

Macartney, Majors, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann and Wilson. Ayes, 23.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Foster, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Menzies, Rahm, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 25.

So the bill failed to pass.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., March 1, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills Nos. 28, 36, 39 and 44, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

Mr. Poindexter moved to take up Senate Bill No. 128 regulating sale of intoxicating liquors.

Ayes and nays were demanded by Messrs. Menzies and Poindexter, roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Foster, Graham, Hefron, Howard, Hutchinson, Kramer, Leeper, Marvin, Menzies, Poindexter, Rahm, Ristine, Smith, Spann, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 28.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Grubbs, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Owen, Sayre, Shaffer, Traylor, VanVorhis and White. Nays, 17.

So motion was rejected, two-thirds not voting in the affirmative.

Senate Bill No. 139, entitled, an act amending section 1 in regard to supervisors, etc.

Was read a third time.

On motion of Mr. Foster, it was permitted to lie on the table.

Senate Bill No. 82, entitled, an act to amend section 10 touching guardian and ward.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Hostetter, Langdon, Leeper, Lockridge, Macartney, Poindexter, Ristine, Sayre, Smith, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Benz, Henry, Kramer, Majors, Marvin, Menzies, Rahm, Spann, Traylor, Urmstan and VanVorhis. Nays, 11.

So the bill passed.

Title adopted as read.

Mr. White moved Senate Bill No. 25 be recommitted with instructions.

Which was adopted.

Mr. Langdon offered the following:

I move to strike out the word "fifty," in line 6, section 4, and insert the word "forty-five," and strike out the words "fifty fees on the first, as above, and five cents on each additional barrel, cask or package," in lines 7 and 8, section 4, and insert in lieu thereof the words "forty-five fees for the entire lot shall be three cents per barrel, cask or package."

Mr. Bell moved that Senate adjourn.

Ayes and nays were demanded by Messrs. Bell, Benz, Chapman, Grubbs and Macartney.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Compton, Davidson, Davis, Hefron, Howard, Hutchinson, Leeper, Majors, Menzies, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 18.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Wilson and Yancey. Nays, 25.

So the motion was rejected.

Mr. Chapman, from the Joint special Committee presented the following report:

MR. PRESIDENT:

The Joint special Committee, to whom was referred the matter of sewage from the Prison and Reformatory for Women and Girls, and from the Institution for the Education of the Deaf and Dumb, and the matter of the advisability of selling the lands upon which such Institutions are located, have had the same under consideration, and report as follows:

First. The committee are of the opinion that it would not be judicious to sell such property.

Second. The sewage from the Prison and Reformatory now empties into Crooked run, which passes through the grounds of the United States Arsenal, and empties into Pogue's run, within the corporate limits of the city of Indianapolis. Both of these runs are quite small, and in the summer season are nearly dry. This sewage has already been adjudicated to be a nuisance in the Circuit Court of the United States for the District of Indiana, and a writ of permanent injunction has been awarded against the Trustees of the Prison and Reformatory. The issuance and service of this writ was temporarily suspended by the Judge who tried the case (Justice Harlan) until time should be afforded the General Assembly of Indiana to provide other sewage. The probabilities seem to be that if this General Assembly makes no provisions for such sewage, the writ will be ordered and enforced. If this should be done it would seem that there would be no other alternative than to suspend operations at the Prison and Reformatory and find other place or places for its inmates, or turn them loose.

Third. All the sewage from the Institute for the Education of the Deaf and Dumb is conveyed through a small sewer (much of which was originally intended only for the purpose of conveying the surface drainage of the streets through which it passes), and is

emptied into Pogue's Run within the limits of the city of Indianapolis and in a thickly populated neighborhood. It is already complained of, in a private way, as a nuisance, and it may be regarded as not improbable that legal proceedings may be instituted by citizens of the said city who are annoyed by the noisome smells arising from such sewage to have the same declared to be a nuisance and abated as such.

Fourth. In view of the premises, the committee deem it is the imperative duty of the State of Indiana to provide good, sufficient and substantial sewerage from each of the institutions named, which shall discharge the flowage where it will create no nuisance to the damage and annoyance of the inhabitants. The only feasible way of doing this which has come to the knowledge of your committee is to construct a sewer which shall connect with the main Washington street sewer of the city of Indianapolis. In the performance of the duty devolved upon your committee they have examined several plans and estimates, and have conferred with certain of the officials of the city of Indianapolis. As a result of such examination and conference the committee have come to the conclusion that the best and, in the end, the most economical, plan is that the State should aid the city of Indianapolis in the construction of the sewer from the institutions to the terminus of the Washington street sewer, at the corner of New Jersey street, which sewer shall ever thereafter be maintained and kept in order by said city for the purpose of carrying such a plan into effect.

Your committee has drafted a bill which is herewith submitted and the passage of which is respectfully recommended.

GEORGE H. CHAPMAN,
S. F. LOCKRIDGE,
F. W. VIEHE,
Committee on part of Senate.

S. H. STEWART,
B. F. CUMMINS,
H. S. CAUTHORN,
J. G. MILES,
Committee on part of House.

Mr. Chapman introduced Senate Bill No. 326, entitled:

A bill for making a contract with the city of Indianapolis for constructing a sewer from the Institute for the Education of the

Deaf and Dumb, and from the Prison and Reformatory for Women and Girls, and making an appropriation for carrying such contract into effect.

Which was read a first time.

Mr. Viehe moved constitutional rule be suspended.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Bundy and Macartney. Nays, 2.

Read second time by title only, 200 copies ordered printed, and referred to the Judiciary Committee.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 20, recommending that it lie on the table.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Joint Resolutions Nos. 6 and 7, recommending that they lie on the table.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 280, entitled, an act to abolish the death penalty, recommending that it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 281, recommending that it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, made majority report on engrossed House Bill No. 91, entitled, a bill to authorize aliens to hold titles to real estate, convey the same, etc., recommending that it do pass.

Mr. Comstock, from the Committee on Judiciary, to whom was referred House Bill No. 105, relating to the duties of Justices of the Peace, recommending certain amendments, and when so amended recommend bill do pass.

Mr. Comstock, from the Committee on Judiciary, to whom was referred Senate Bill No. 228, an act for the improvement of streets and alleys of cities, have had same under consideration and recommend that the bill be indefinitely postponed.

Mr. Wilson, from the Committee on Finance, to whom was referred Senate Bill No. 37, an act to provide for a uniform assessment of property, etc., recommend that the bill lie on the table.

Mr. Graham, from the Committee on Judiciary, made a majority report on Senate Bill No. 223, recommending that it be amended, and that when so amended it do pass.

Mr. Graham, from the Committee on Judiciary, reported on Senate Bill No. 294, recommending that it do lie upon the table.

On motion by Mr. Langdon, the order of business was suspended and Senate Bill No. 2, repealing whistling law, etc., read second time.

Mr. Foster moved to suspend constitutional rule, that bill be considered engrossed, read a third time and put upon its passage.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Coffey, Compton, Foster, Graham, Grubbs, Henry, Keyser, Langdon, Leeper, Lockridge, Macartney, Marvin, Poindexter, Ristine, Sayre, Shaffer, Smith, Viehe, White, Wilson, Woods and Yancey. Ayes 25.

Those who voted in the negative were:

Messrs. Benz, Hostetter, Kramer, Rahm and Urmstan. Nays, 5.

No quorum voting.

On motion, Senate adjourned at 5:30 o'clock.

THOMAS HANNA,

President of the Senate.

WEDNESDAY MORNING.

MARCH 2, 1881.

Senate assembled at 10 o'clock A. M., Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. William Alvin Bartlett.

Pending the reading of Tuesday's Journal, on motion of Mr. Bundy, the further reading of the same was dispensed with.

Mr. Shaffer introduced Senate Concurrent Resolution No. 18, in relation to authorizing William A. Peelle, Jr., to copy that part of the proceedings of the Senate and House of Representatives of the regular and special sessions of the General Assembly of this State from 1872 to 1879, etc., and providing for his compensation.

On motion of Mr. Langdon, it was referred to the Committee on Judiciary.

Mr. Foster moved that Senate Bill No. 2 be considered engrossed, read a third time and put upon its passage.

The question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

Those voting in the negative were:

Messrs. Bell, Benz, Coffey and Compton. Nays, 4.

So the bill passed.

Mr. Menzies moved to reconsider the vote.

Mr. Brown moved to reconsider the vote ordering the bill engrossed.

Which was adopted.

Mr. Menzies moved to recommit with instructions.

Which was adopted.

Mr. Langdon offered the following:

I move to amend the bill to commit with instructions to strike out section 4 from the bill.

Mr. Voyles, from the Committee on County and Township Business, to whom was referred Senate Bill No. 25, a bill providing for the inspection of all kinds of oils, etc., recommend it be amended as follows: By striking out the word "fifty," in line 15 of section 4, and insert in lieu thereof the word "forty-five," and strike out the word "fifty," in line 18 of section 4, and insert in lieu thereof the word "forty-five;" strike out the word "fifty," in line 20 of section 4, and insert in lieu thereof the words "forty-five," and strike out the word "five," in line 19 of section 4, and insert in lieu thereof the word "three," report the bill back to the Senate with the recommendation that it do pass with said amendments.

Mr. Chapman, from the Committee on Judiciary, reported on Engrossed House Bill No. 61, entitled, a bill concerning telephone companies, recommending that it be amended, and when so amended that it do pass.

Mr. Bell, from the Committee on Judiciary, reported on Senate Bill No. 113, entitled, an act to prescribe the powers and duties of Justices of the Peace, etc., recommending that it lie upon the table.

Mr. Bell, from the Committee on Judiciary, made a majority report on Senate Bill No. 284, entitled, an act in relation to taxes levied for township purposes, etc., recommending that it be referred to the Committee on County and Township Business.

Mr. Bell, from the Committee on Judiciary, made a majority report on Senate Bill No. 287, entitled an act to enlarge the capacity of married women whose husbands are insane, etc., recommending that it do pass.

Mr. Bell, from the Committee on Judiciary, made a majority report on Senate Bill No. 229, recommending that it be amended, and when so amended it do pass.

Mr. Bell, from the Committee on Judiciary, made a majority report on Senate Bill No. 236, recommending that it be amended, and that when so amended it do pass.

Mr. Bell, from the Committee on Judiciary, reported on Senate Bill No. 306, recommending that it do pass.

The Committee on Supervision and Inspection of the Journal of the Senate, offered the following report:

MR. PRESIDENT:

The Committee on Supervision and Inspection of the Journal of the Senate, report that the Journal of March 1, 1881, has been examined and found to be correct.

Which was concurred in.

Mr. Owen, from the Committee on Education, to whom was referred Senate Bill No. 295, an act concerning county boards of education, recommend that the bill do pass.

Mr. Spann presented the following claim:

STATE OF INDIANA, TO N. H. PFRUSMAN, Dr.

To 18 days' labor as Assistant Doorkeeper of the Senate of the Fifty-second General Assembly, at $4 per day $72 00

Signed by A. W. MONROE, Doorkeeper.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 274, entitled, an act to legalize the acts of an incorporation, etc., recommending that it lie on the table.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 314, entitled an act to amend section 4 of an act, etc., recommending that it do pass.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 322, entitled an act to amend sections 17 and 18 of an act, etc., recommending that it do pass.

Mr. White, from the Committee on County and Township Business, reported on Senate Bill No. 312, entitled a bill for an act to legalize the incorporation of the town of Fremont, etc., recommending that it do pass.

Mr. Owen, from the Committee on Finance, reported on Senate Bill No. 177, recommending that it do pass.

Mr. Henry presented a petition on temperance.

Which was referred to the Committee on Temperance, without reading.

Senate Bill No. 139, to amend section 1, in regard to supervisors, etc.

Read third time.

Question being, Shall the bill pass?

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Compton, Hefron, Leeper, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer and White. Ayes, 17.

Those voting in the negative were:

Messrs. Benz, Briscoe, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Hutchinson, Kramer, Langdon, Lockridge, Majors, Menzies, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 29.

So the bill was lost.

Senate Bill No. 84, entitled:

An act amending section 8 of the election law, etc.

Was read a third time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 69: A bill to provide for the security and payment of laboring men, mechanics and employes, and giving them a lien for the amount of their claims.

Senate Bill No. 54, with accompanying engrossed amendments of the House: A bill to amend section 7 of an act authorizing Boards of County Commissioners to construct gravel, macadamized or paved roads, upon petition of a majority of resident land owners along and adjacent to the line of any road, etc., etc.

Senate Bill No. 211, with accompanying engrossed amendments of the House: A bill providing for the reinstatement of records and papers of courts lost or destroyed, and providing against the consequences of such loss or destruction, and regulating suits to declare and quiet title, etc.

And the same are herewith submitted to the Senate.

Mr. Brown moved to recommit Senate Bill No. 84, with instructions.

The ayes and nays being demanded by Messrs. Spann and Hostetter, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Davidson, Hefron, Howard, Hutchinson, Majors, Marvin, Menzies, Owen, Rahm, Urmstan, Wood and Woollen. Ayes, 15.

Those who voted in the negative were:

Messrs. Bell, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Leeper, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Nays, 28.

So the motion was rejected.

Question being on the passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Brown, Foster, Hefron, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe and Woollen. Nays, 10.

So the bill passed.

Title adopted as read.

Mr. VanVorhis asked and obtained leave of absence for the afternoon for the Committee on Reformatory and Benevolent Institutions.

Mr. Yancey moved that the report on Senate Bill No. 284 be concurred in.

Which was agreed to.

Mr. Ristine moved to concur in House amendments to Senate Bill No. 54.

Which was agreed to.

On motion of Mr. Comstock another vote was taken on Senate Bill No. 241, increasing the per diem of the Speaker of the House of Representatives.

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Langdon, Leeper, Lockridge, Menzies, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis, Viehe, Voyles and White. Nays, 27.

Those who voted in the negative were:

Messrs. Davidson, Foster, Garrigus, Hutchinson, Kramer, Macartney, Majors, Marvin, Poindexter, Rahm, Smith, Urmstan, Wilson, Woods and Yancey. Nays, 15.

So the bill passed.

Title adopted as read.

On motion of Mr. Henry, the report on Senate Bill No. 211 was concurred in.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, MARCH 2, 1881.

Senate assembled at 2 o'clock P. M., Lieutenant Governor Hanna in the Chair.

Mr. Spann moved to concur in House amendments to Senate Bill No. 86.

Which was adopted.

Senate Bill No. 209, entitled, an act legalizing acts of notaries public whose terms had expired.

Was read a third time.

The question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Rahm, Ristine, Sayre, Spann, Traylor, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 35.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Chapman presented the claim of Messrs. Bingham & Co. for Revised Statutes.

Which was referred, without reading, to Committee on Claims.

Mr. Yancey obtained leave of absence for balance of the day.

Senate Bill No. 174, limiting the time for redemption by junior incumbrancers, etc.

Was read a third time.

Mr. Chapman moved to recommit the bill with instructions as follows:

Recommit with instructions to amend the proviso so as to give two years to all cases after the passage of this act, within which junior incumbrancers may have the right to redeem.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Davis, Graham, Grubbs, Henry, Hostetter, Keyser, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Sayer, Shaffer, Spann, White and Wilson. Ayes, 20.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Davidson, Foster, Hefron, Howard, Hutchinson, Kramer, Majors, Menzies, Traylor, Urmstan and Woods. Nays, 16.

So the motion was adopted.

Senate Bill No. 103, entitled, an act to protect the property of public libraries, etc.

Was read a third time.

The question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Spann, Urmstan, White, Wilson, Woods and Woollen. Ayes, 33.

Those who voted in the negative were:

Messrs. Brown, Coffey, Traylor and White. Nays, 4.

So the bill passed.

Mr. Menzies moved to reconsider the vote first taken.

Mr. Henry moved to lay on the table.

Ayes and nays were demanded by Messrs. Menzies and Brown.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Foster, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Poindexter, Sayre, Shaffer, Spann, Urmstan, White, Wilson and Woods. Ayes, 22.

Those voting in the negative were:

Messrs. Benz, Brown, Coffey, Compton, Davidson, Davis, Majors, Menzies, Rahm, Traylor, Voyles and Woollen. Nays, 12.

So the motion was agreed to.

Senate Bill No. 156, entitled, an act amending the partition law, etc.

Was read a third time.

The question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Chapman, Coffey, Davidson, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Sayre, Shaffer, Urmstan and White. Ayes, 29.

Those who voted in the negative were:

Messrs. Foster, Marvin, Spann, Voyles and Wilson. Nays, 5.

So the bill passed.

Title adopted as read.

Senate Bill No. 32, amending section 2 of an act for voluntary association, etc.

Read a third time.

On motion of Mr. Poindexter, the House amendments to said bill were concurred in.

Senate Bill No. 214, entitled, a bill for an act concerning drainage, etc.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Chapman, Coffey, Compton, Davidson, Davis, Grubbs, Hefron, Henry, Hutchinson, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Sayre, Spann, Traylor, White, Wilson, Woods and Woollen. Ayes, 27.

Those who voted in the negative were:

Messrs. Benz, Brown, Graham, Keyser, Kramer, Macartney, Shaffer, Urmstan and Voyles. Nays, 9.

So the bill passed.

Title adopted as read.

On motion, the Senate adjourned.

THOMAS HANNA,

President of the Senate.

THURSDAY MORNING.

MARCH 3, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Pending the reading of Wednesday's Journal, on motion of Mr. Yancey, the further reading of the same was dispensed with.

On motion of Mr. Spann, House Bill No. 23, entitled, an act enabling foreign corporations to hold real estate, etc., was taken up and

Read a third time.

Mr. Langdon moved to commit the bill to a select committee of one, consisting of the Senator from Jefferson, to amend the bill, so that foreign corporations shall proceed and continue to develop and manufacture in this State within one year after the purchase of said property in the State.

The ayes and nays being demanded by Messrs. Spann and Langdon, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Compton, Davidson, Davis, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Poindexter, Rahm, Ristine, Smith, Urmstan, Voyles, White, Woods and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Macartney, Majors, Menzies, Sayre, Shaffer, Spann, Traylor, VanVorhis, Viehe, Wilson and Woollen. Nays, 23.

So the motion was rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 271: A bill concerning the clerks of the General Assembly.

Engrossed Senate Bill No. 131: A bill to amend the 16th section of an act for the incorporation of companies for the purpose of constructing bridges for railway and common road purposes, or both, over rivers and streams forming the boundaries of the State of Indiana, or parts thereof, etc.

And the same are herewith submitted to the Senate.

Question being, Shall bill 23 pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kramer, Langdon, Lockridge, Macartney, Majors, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, Viehe, White, Wilson and Woollen. Ayes, 34.

Those voting in the negative were:

Messrs. Compton, Foster, Hutchinson, Keyser, Marvin, Poindexter, Urmstan, Woods and Yancey. Nays, 9.

So the bill passed.

Title adopted as read.

Mr. Davis introduced Senate Bill No. 328, entitled:

An act to authorize Judges of the Circuit and Superior Courts to sign the record in certain cases.

Which was read a first time.

Mr. Davis moved that constitutional rule be suspended, bill be read a second time by title, considered engrossed, read a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen,

Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 45.

No one voting in the negative.

So the motion was agreed to.

Bill read a second time by title, considered engrossed, and read a third time.

Question, Shall the bill pass?

Those who voted in the affimative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Woods presented Senate Bill No. 329, entitled:

An act amending section 22 of "An act fixing certain fees to be taxed in the offices and salaries of officers therein named," etc.

Read first time and referred to Committee on Fees and Salaries.

Mr. Bell introduced Senate Bill No. 330:

A bill for an act entitled An act to authorize the Protestant Episcopal Church in this State to raise a fund for the support of the Bishop, etc.

Read first time and referred to Committee on Judiciary.

Mr. Wilson moved that House Bill No. 284 be taken up, that the constitutional rule be suspended, bill read a first and second time by title, considered engrossed, read a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey,

Comstock, Davidson, Davis, Foster, Garrigus, Graham, Henry, Hostetter, Howard, Hutchinson, Keyser, Langdon, Lockridge, Macartney, Majors, Poindexter, Rahm, Sayre, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 30.

Those who voted in the negative were:

Messrs. Bell, Benz, Compton, Grubbs, Hefron, Kramer, Marvin, Ristine, Shaffer, Urmstan, Voyles and Woollen. Nays, 12.

So the motion was rejected.

Senate Bill No. 74, entitled, an act regulating and improving the practice of medicine.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Compton, Foster, Hefron, Howard, Hutchinson, Kramer, Langdon, Lockridge, Macartney, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Briscoe, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Grubbs, Henry, Hostetter, Keyser, Leeper, Marvin, Poindexter, Smith, Spann and Voyles. Nays, 17.

So the bill passed.

Title adopted as read.

Mr. Menzies, from the special Committee on House Bill No. 204, made a report, recommending that the bill do pass with certain amendments.

Mr. Menzies moved to suspend constitutional rule, and that bill No. 204 be read first time by title only.

Question being on the adoption of the motion.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Coffey, Compton,

Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

Those voting in the negative were:

Messrs. Benz, Hostetter and Macartney. Nays, 3.

So the motion was agreed to.

Mr. Menzies moved 200 copies be ordered printed, and be made special order for to-morrow at 2 o'clock.

Mr. Comstock moved to amend by making special order for 10 o'clock to-morrow.

Ayes and nays were demanded by Messrs. Langdon and Owen.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hefron, Henry, Howard, Hutchinson, Keyser, Leeper, Majors, Marvin, Menzies, Rahm, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woods and Yancey. Ayes, 31.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Grubbs, Hostetter, Kramer, Langdon, Lockridge, Macartney, Poindexter, Sayre, White and Woollen. Nays, 14.

So the motion was adopted.

On motion of Mr. Brown, the order of business was suspended for Mr. Traylor to introduce Senate Bill No. 331.

Which was read a first time.

Mr. Traylor moved to suspend the constitutional rule, that bill be read a second time by title, considered engrossed, read a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chap-

man, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 44.

No one voting in the negative.

So motion was agreed to.

Senate Bill No. 331 was read a second time by title, a third time by sections.

Question, Shall the bill pass?

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 44.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock, from the Committee on Judiciary, to whom was referred Senate Bill No. 317, entitled an act to amend section 16 of an act providing for the organization of county boards, etc., recommend bill do pass with certain amendments.

Mr. Grubbs, from the Committee on Judiciary, to whom was referred Senate Bill No. 318, entitled an act to provide against intoxication, etc., a majority of committee recommend that bill be indefinitely postponed.

Mr. Chapman, from the Committee on Judiciary, made a majority report on Senate Bill No. 310, a bill providing for the filing of short-hand notes of testimony, etc., recommending that it lie upon the table.

Mr. Bell, from the Committee on Judiciary, to whom was referred Senate Bill No. 2, relating to railroad whistling, a majority

of the committee recommend that bill do pass, with certain amendments.

Mr. Graham, from the Committee on Judiciary, made a majority report on Senate Bill No. 172, recommending that it lie on the table.

Mr. Graham, from the Committee on Judiciary, made a majority report on Senate Bill No. 315, recommending that the same be indefinitely postponed.

Mr. Traylor from the Committee on Judiciary, reported on Senate Bill No. 323, an act regulating descents, etc , recommending that it be indefinitely postponed.

Mr. Comstock's report on Senate Bill No. 2, was concurred in and bill ordered engrossed.

On motion of Mr. Chapman, Senate Bill No. 2 was read third time and put upon its passage.

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bundy, Chapman, Comstock, Davidson, Graham, Grubbs, Henry, Howard, Keyser, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis, Wilson, Woollen and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Coffey, Foster, Hefron, Spann, Traylor and Woollen. Nays, 6.

No quorum voting.

On motion, Senate adjourned.

AFTERNOON SESSION.

THURSDAY, March 3, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor in the Chair.

Question being on the passage of Senate Bill No. 2,

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Benz, Bischowsky and Garrigus. Nays, 3.

So the bill passed.

Title adopted as read.

On motion by Mr. Chapman, the following was substituted as the title of the act:

"An act prescribing certain duties of railroad companies, and requiring such companies to sound the whistle on all locomotive engines at the crossing of all public highways, prescribing penalties and punishments for violations thereof, and repealing all laws in conflict with this act."

Mr. Comstock moved that Senate take a recess of ten minutes, for the purpose of renewing acquaintance with ex-Senator Charles H. Reeve, of Marshall county.

Which was agreed to.

When the time had expired, the Lieutenant Governor called the Senate to order.

The following message was received from the House, at the hands of the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to ask the Senate to return to the House engrossed Senate Bill No. 32, as the same, by an error of the Principal Clerk of the House, had been returned to the Senate before the House had completed its action thereon.

I am also directed by the House of Representatives to inform the Senate that the House has passed the following bills, to-wit:

Engrossed House Bill No. 201: A bill concerning county prisons.

Engrossed House Bill No. 309: A bill entitled an act fixing certain fees and salaries to be taxed in offices therein named, and prescribing their duties.

Engrossed House Bill No. 200: A bill to amend an act entitled an act regulating descents, and the apportionment of estates, approved May 14, 1852.

Engrossed House Bill No. 422: A bill making appropriations for the years 1882 and 1883.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Hutchinson, from the Committee on Supervision and Inspection of the Journal of Senate, made the following report:

MR. PRESIDENT:

The Committee on Supervision and Inspection of the Journal report that the Journal of March 2, 1881, has been examined and found to be correct.

Mr. Owen, from the Committee on Education, submitted the following report:

MR. PRESIDENT:

Your Committee on Education would report that they have visited the Educational Institutions of the State, and, after inquiring into their wants, would submit the following:

The necessities of Purdue University have been formulated and provided for in a bill introduced into the Senate by Senator Lang-

don, and asking an annual appropriation of twenty thousand dollars. This sum is not regarded by the committee as one that economists can practice upon and reduce, but that makes provision for the actual wants of the institution in seeking to become a great university for the cultivation of industrial and mechanical arts.

To the State University at Bloomington and the Normal School at Terre Haute we would recommend very liberal appropriations to be made. The efficient work of these institutions has been very much retarded by the want of sufficient means to carry them on.

It is the opinion of the committee that the fluctuations of political power between the great parties has been one of the most productive causes of too much stint in their management, each party seeking to keep its appropriations within usual bounds.

It is further the opinion of the committee that all of our educational institutions have been fed on milk long enough, and that what they now need is strong meat or cold poison, and as the latter would be very unworthy of the State we think more substantial support should be given—support that will correspond with the prosperous condition of our people.

Which was referred to the Committee on Finance.

Mr. Brown moved that House Bill No. 284, concerning courts, etc., be read first and second times by title only and third time by sections.

Question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 41.

Mr. Woollen voting in the negative.

So the motion was agreed to.

House Bill No. 284 read first and second time by title only, third time by sections.

Question being, Shall the bill pass?

Ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 45.

Mr. Woods voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Grubbs moved that House Bill No. 422 be read first time by title, 200 copies be ordered printed, and referred to the Committee on Finance.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 45.

No one voting in the negative.

So motion was agreed to.

House Bill No. 422 read first time by title only.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 76 and 108, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

Indianapolis, March 3, 1881.

Senate Bill No. 25, relating to oils, etc.

Was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Urmstan, VanVorhis, Voyles, White, Wilson and Woollen. Ayes, 34.

Those voting in the negative were:

Messrs. Briscoe, Hefron, Majors, Marvin, Smith, Spann, Traylor, Viehe and Wood. Nays, 9.

So the bill passed.

Title adopted as read.

Mr. Ristine, from the Committee on Claims, made the following report:

MR. PRESIDENT:

Your Committee on Claims and Expenditures, to whom was referred the following claims, have examined the same and found them correct, and recommend that warrants be drawn for the amounts in favor of the various claims, viz: A. L. Wright & Co., Albert Gall, Hildebrand & Fugate, J. M. Linsville, Fred Butler and A. W. McOuat.

CLAIMS ALLOWED.

A. L. Wright & Co	$21 39
Albert Gall	6 00
Hildebrand & Fugate	2 00
J. M. Linville	3 75
Fred Butler	55 00
A. W. McOuat	5 00
Total claims allowed	$93 14

Mr. Ristine, from the Committee on Claims, made the following report:

MR PRESIDENT:

In the matter of the claims of W. H. Pfrimuser, for services as Assistant Doorkeeper, and of J. T. Owen, as Janitor, the committee would report that the services had been rendered, but that the committee had no authority from the Senate to allow the claims.

Mr. Voyles offered the following substitute:

I move the following as a substitute for the report of the committee:

Resolved, That for the eighteen days' service mentioned in the claim of William H. Pfrimuser, he be allowed the sum of $72.

Which was adopted.

The report as amended was concurred in.

Senate Bill No. 187, making Township Trustee Township Road Superintendent.

Was read a third time.

Mr. Bundy submitted the following:

I move to recommit the bill to a special committee of one, consisting of the Senator from Allen and Whitley, with instructions to strike out of line 3, section 8, the following words, "who shall be a freeholder."

On motion of Mr. Bell, by consent, the word "freeholder" was stricken from the bill.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled Senate Bills Nos. 54 and 131 with the engrossed bills and found them correct copies.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Senate Act No. 45: An act to amend section 7 of an act entitled "An act authorizing Boards of County Commissioners to construct gravel, macadamized and gravel roads," etc.

Enrolled Senate Act No. 131: An act to amend the 16th section of an act entitled "An act providing for the incorporation of companies for the purpose of constructing bridges for railway or common roadway purposes, or both, over rivers and streams forming the boundry of the State of Indiana, or parts thereof," etc.

And the same are herewith returned to the Senate for the signature of the President thereof.

The Lieutenant Governor announced that he had signed Enrolled Senate Bills Nos. 54 and 131.

Question on passage of the bill.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Grubbs, Hefron, Henry, Howard, Keyser, Lockridge, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Spann, Urmstan, VanVorhis and Yancey. Ayes, 23.

Those who voted in the negative were:

Messrs. Benz, Brown, Coffey, Compton, Davidson, Davis, Foster, Graham, Hostetter, Hutchinson, Kramer, Leeper, Macartney, Majors, Sayre, Traylor, Viehe, White, Wilson and Woods. Nays, 20.

So the bill failed for want of a constitutional vote.

Mr. Chapman moved to reconsider the vote passing the Bill No. 132.

Mr. Chapman offered the following resolution:

Resolved, That the House of Representatives are hereby respectfully requested to return to the Senate the bill appropriating $6,000 to remove a sand-bar in the Calumet river, being Senate Bill No. 132.

Ayes and nays being demanded on resolution, were ordered taken, and resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman,

Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Lockridge, Macartney, Menzies, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Voyles, White and Wilson. Ayes, 23.

Those who voted in the negative were:

Messrs. Benz, Coffey, Compton, Davidson, Davis, Foster, Hefron, Howard, Hutchinson, Keyser, Kramer, Leeper, Majors, Marvin, Rahm, Shaffer, Traylor, Urmstan, Woods, Woollen and Yancey. Nays, 21.

So the resolution was adopted.

Senate Bill No. 97: A bill to provide for the appropriation of real estate for school purposes.

Was read a third time.

Question being on passage of the bill.

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Lockridge, Macartney, Menzies, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Benz, Kramer, Leeper, Majors, Marvin, Owen, Sayre, Traylor, Voyles and Woods. Nays, 10.

So the bill passed.

Title adopted as read.

Mr. VanVorhis presented the claim of Frank Bird, which was referred to the Committee on Claims, without reading.

Mr. Smith, from the Committee on Enrolled Bills, reported that the Committee had compared enrolled Senate Bill No. 6 with the engrossed bill, and found it correct.

Mr. Grubbs, from the Committee on Judiciary, made a majority report on Senate Bill No. 174, recommending that it be amended, and that when so amended it do pass.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

MARCH 4, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Pending the reading of Thursday's Journal, on motion of Mr. Henry the further reading of the same was dispensed with.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 17: A bill to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of Judge of said court, and to abolish the Criminal Court of said county, and to transfer the business thereof to the Circuit Court thereof, and declaring an emergency.

And the same is herewith submitted to the Senate for its action thereon.

On motion of Mr. Chapman, House Bill No. 131 was returned.

Mr. Bundy, from the Committee on Executive Appointments, made the following report:

MR. PRESIDENT:

The Committee on Executive Appointments, to which was referred the nominations by the Governor of Geo. I. Reed to be a member of the Board of Trustees of the Indiana State Normal School, and also of Barnabas C. Hobbs to be a member of the same board, the committee unanimously recommend that the appointments be confirmed.

Which was concurred in.

Mr. Briscoe presented Senate Bill No. 332, relating to prisons, etc.

Question being on presenting bill.

Ayes and nays being demanded and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Hefron, Henry, Hutchinson, Keyser, Kramer, Langdon, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Spann, Traylor, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 37.

Those voting in the negative were:

Messrs. Grubbs, Hostetter, Lockridge, Shaffer, VanVorhis and Yancey. Nays, 6.

So the motion was agreed to.

Mr. Briscoe, introduced Senate Bill No. 332, entitled:

An act in relation to the leasing or hiring of the labor of the convicts in the State Prisons, etc.

Which was read a first time and referred to the Committee on Prisons.

Mr. Comstock moved that House bills on second reading be taken up.

Which was agreed to.

House Bill No. 12, entitled, an act authorizing vacation of cemeteries by cities and towns, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

House Bill No. 105, relating to the duties of Justices of the Peace, read second time, with committee report recommending certain amendments, and when so amended that the bill do pass.

Which was concurred in and amendments ordered engrossed.

Mr. Comstock moved to suspend the constitutional rules, amendments be considered engrossed, and bill read third time.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 45.

Mr. Traylor voting in the negative.

So motion was agreed to.

House Bill No. 105 read third time.

Question being on passage of bill.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Compton, Comstock, Davis, Davidson, Foster, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 37.

Mr. Briscoe voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Viehe asked and obtained leave of absence for Mr. Woollen from noon to-day till Monday noon.

House Bill No. 32 read, with committee report recommending certain amendments, and when so amended that the bill do pass.

Which was concurred in and amendments ordered engrossed.

Mr. VanVorhis moved to suspend the constitutional rules, consider amendments engrossed, and bill read third time.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham,

Grubbs, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Hefron, Majors, Menzies, Viehe, Voyles and Woods. Nays, 9.

So the motion was rejected.

Question recurring on motion to suspend.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 35.

Those voting in the negative were:

Messrs. Bell, Brown, Compton, Davis, Hefron, Majors, Menzies, Traylor and Voyles. Nays, 9.

So the motion was agreed to.

Mr. Urmstan asked and obtained leave of absence for Mr. Hutchinson until Monday.

House Bill No. 32 read third time.

Question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Bell, Brown, Coffey, Compton, Davis, Hefron, Howard, Kramer, Majors, Traylor, Viehe, Voyles and Woods. Nays, 13.

So the bill passed.

Title adopted as read.

Mr. Sayre, from the Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

The Committee on the Inspection and Revision of the Journal beg leave to report that the Journal of March 3, 1881, has been examined and found to be correct.

Mr. Bell offered the following amendment to House Bill No. 12:

I move to amend section 1 by inserting after the word "situate," in line 12, the following: "Or where any such cemetery exists, wherein burials have been made by the license or permission of the owner or owners of the lands whereon such cemetery is located, or where any such cemetery exists by the dedication of the lands whereon situated by the owner or owners thereof for burial.

Which was adopted.

I move to amend as follows:

Amend section 4 by inserting after the word "grounds," in line 2, the following: "Where the same have been, or shall be, conveyed by the Board of Commissioners of the county to any city or town."

Which was adopted.

Mr. Bell offered the following:

SEC. 6. The officers, owners or directors in charge of any cemetery, public or private, heretofore or hereafter organized and incorporated under the laws of this State are hereby authorized and empowered to use any funds arising from the sale of or assessments upon lots to improve the approaches or roads to such cemetery, not exceeding a distance of one-half mile from such cemetery.

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives

to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act of the Senate, No. 86: An act appropriating moneys to pay amounts due members of the Indiana Legion and of independent companies of militia, etc.

Enrolled Act No. 23, House of Representatives: An act to enable manufacturing and mining companies of other States to purchase, hold, convey and mortgage real estate within this State.

Enrolled Act No. 284, House of Representatives: An act fixing the time of holding Circuit Courts in the Fifth Judicial Circuit.

And the same are herewith submitted to the Senate for the signature of the President thereof.

I am also directed to return to the Senate Senate Bill No. 131, with amended title.

On motion of Mr. Spann, the House amendment to the title of Senate Bill No. 131 was agreed to.

Mr. Bell moved that the constitutional rule be suspended; amendments to House Bill No. 12 be considered engrossed, bill read a third time and put upon its passage.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 36.

Those who voted in the negative were:

Messrs. Traylor, Urmstan and Woollen. Nays, 3.

So motion was agreed to.

House Bill No. 12, relating to vacating cemeteries within corporate limits.

Was read a third time.

Question being on passage of bill.

Ayes and nays being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 32.

Those voting in the negative were:

Messrs. Coffey, Davis, Hefron, Traylor, Urmstan and Woollen. Nays, 6.

So the bill passed.

Title amended by Mr. Bell.

House Bill No. 107, entitled an act to establish a Superior Court in the county of Vanderburgh, etc., with committee report recommending it be reported back to the Senate, and that bill do pass.

Which was concurred in.

The Lieutenant Governor announced that he had signed enrolled House Bills Nos. 23 and 284 and Senate Bill No. 86.

Mr. Menzies moved that the constitutional rule be suspended, and House Bill No. 107 read a third time and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods and Woollen. Ayes, 36.

No one voting in the negative.

So the motion was agreed to.

House Bill No. 107 was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods and Woollen. Ayes, 37.

No one voting in the negative.

So the bill passed.

Title adopted as read.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 437: A bill for an act concerning the publication of the Revised Statutes of 1881.

And the same is respectfully submitted to the Senate for its action thereon.

House Joint Resolution No. 3, for the relief of George Mussur, was read, with the committee report thereon recommending that it do pass.

The question being, Shall the committee report be concurred in?

The ayes and nays being demanded by Messrs. Bundy and Spann, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Bell, Davidson, Hefron, Leeper, Traylor and Urmstan. Nays, 6.

So the report was concurred in.

Mr. Spann moved that the constitutional rule be suspended, resolution read a third time and put upon its passage.

The ayes and nays, being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Davidson, Hefron and Urmstan. Nays, 3.

So the motion was agreed to.

House Bill No. 3 was read a third time.

Question being on the passage of the bill.

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Bell, Compton, Davidson, Hefron, Traylor and Urmstan. Nays, 6.

So the Joint Resolution passed.

Title adopted as read.

Mr. Wilson presented report on enrolled bills.

Which was concurred in.

On motion, the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, March 4, 1881.

Senate re-assembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

On motion of Mr. Kramer, Senate Bill No. 278 was read a second time, with committee report thereon, recommending that it do pass.

Which was concurred in.

Mr. Kramer offered the following amendment:

Amend section 1, line 40, after the word "present," by inserting the following, "representing two-thirds of the capital stock."

Amend the same section, line 14, by striking out the words "and depositors."

Which was adopted.

The Lieutenant Governor announced order of business, being House Bill No. 204.

Mr. Langdon moved that special order be postponed.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following Senate Bill, to wit:

Engrossed Senate Bill No. 17: A bill concerning parties to actions.

And the same is herewith returned to the Senate.

Also, the following House Bills, to wit:

Engrossed House Bill No. 7: A bill providing for the protection of quails and pheasants, and prescribing penalties for the offenses and misdemeanors defined in this act, and repealing all acts inconsistent with this act.

Engrossed House Bill No. 48: A bill for an act to amend section 22 of an act entitled "An act concerning inclosures, trespassing animals and partition fences."

Engrossed House Bill No. 65: A bill to legalize the incorporation of the Union Christian College, of Merom, and to legalize all the acts of said corporation and all contracts made with and by said corporation.

Engrossed House Bill No. 141: A bill to regulate the sale of iron, brass and other worn or scrap metal by the officers and agents of railroad companies and other persons.

Engrossed House Bill No. 199: A bill to amend an act entitled "An act prescribing who may make a will, the effect thereof, what may be devised, regulating the admission to probate, revocation and contest thereof."

Engrossed House Bill No. 316: A bill for the relief of William J. Richey, late Trustee of Finley township, Scott county, Indiana, and declaring an emergency.

Engrossed House Bill No. 435: A bill to repeal an act entitled "An act to provide for the payment of sundry bonds or stocks of Indiana, issued prior to the year 1841, and declaring an emergency," approved December 12, 1872, and disposing of all unused balance of funds realized from the sale of bonds issued under said act.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Menzies moved to lay Mr. Langdon's motion on the table.

The ayes and nays being demanded by Messrs. Langdon and Chapman, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Foster, Henry, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, Voyles, Woods and Yancey. Ayes, 24.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Brown, Garrigus, Graham, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Traylor, VanVorhis, Viehe, White and Woollen. Nays, 15.

So the motion was agreed to.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled Senate Bill No. 211 with the engrossed bill and found it a correct copy.

Which was concurred in.

Mr. Menzies moved that the constitutional rule be suspended and bill read a second time by title only.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Grubbs, Henry, Howard, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Voyles, Woods and Yancey. Ayes, 30.

Those who voted in the negative were:

Messrs. Bell, Brown, Bundy, Garrigus, Graham, Hostetter, Langdon, Macartney, VanVorhis, Viehe, White, Wilson and Woollen. Nays, 13.

So the motion was rejected.

Mr. Chapman moved to postpone till 4 o'clock.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed enrolled Senate Act No. 211, entitled an act providing for the reinstatement of records and papers of courts lost or destroyed, etc.

And the same is herewith returned to the Senate.

Lieutenant Governor announced that he had signed Senate Bills Nos. 211 and 131.

Mr. Chapman demanded the previous question.

The main question was ordered.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bill No 54, and have caused it to be filed in the office of Secretary of State.

ALBERT G. PORTER,
Governor.

March 4, 1881.

Question on postponement.

The ayes and nays being demanded by Messrs. Chapman and Woollen, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman and Hostetter. Ayes, 2.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 43.

So the motion was rejected.

Mr. Brown moved to adjourn until 10:30 o'clock to-morrow.

The ayes and nays were demanded by Messrs Brown and Foster. Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Comstock, Foster, Hefron, Hostetter, Langdon, Macartney, Ristine, Sayre, Smith and VanVorhis. Ayes, 12.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Davidson, Garrigus, Graham, Grubbs, Henry, Howard, Keyser, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Shaffer, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 32.

So the motion was rejected.

Mr. Garrigus moved a reconsideration of the vote by which constitutional rule was suspended on the reading of this bill.

Question recurring on motion to suspend constitutional rule.

Ayes and nays being demanded, and roll called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Davidson, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Bell, Brown, Comstock, Macartney, Marvin, VanVorhis, Viehe and Woollen. Nays, 10.

So the motion was rejected.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared enrolled Senate Bill No. 17 with the engrossed bill and found it a correct copy.

Which was concurred in.

Mr. Chapman moved to postpone Senate Bill No. 204 till 10:30 o'clock to-morrow.

Which was agreed to.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker to inform the Senate that he has signed Senate Enrolled Act No. 17.

An act concerning parties to action.

The Lieutenant Governor announced that he had signed enrolled Senate Bill No. 17.

Mr. Chapman moved that House Bill No. 309 be taken up

constitutional rule suspended, and bill read a first and second time by title, a third time by sections, and put upon its passage.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 42.

Mr. Marvin voting in the negative.

So the motion was agreed to.

So House Bill No. 309, entitled, an act in relation to fees and salaries, etc., was read a first and second time by title and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

Mr. Marvin voting in the negative.

So the bill passed.

Mr. Chapman moved to amend the title by striking out the title and inserting the following in lieu thereof:

"An act to amend section 34 of an act entitled, 'An act fixing certain fees and salaries to be taxed in the offices and the salaries of officers therein named; providing for certain employes in certain public offices, and fixing their compensation; and defining certain duties and liabilities of officers and persons therein named; providing for the disposition of certain moneys; making certain appropriations; declaring certain violations of the provisions of this act

to be a penal offense, and prescribing the punishment and repealing all conflicting laws,'" approved March 31, 1879.

Which was adopted.

Title adopted as amended.

Mr. Langdon moved to suspend the order of business to introduce a bill.

Ayes and nays were demanded by Messrs. Menzies and Spann.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Wilson, Woods and Woollen. Ayes, 38.

Messrs. Spann and Voyles voting in the negative.

So the motion was agreed to.

Mr. Langdon presented Senate Bill No. 333, moved that constitutional rule be suspended, read first and second times by title only, third time by sections, and put upon its passage.

Ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 39.

Mr. Spann voting in the negative.

So the motion was agreed to.

Senate Bill No. 333 read first and second time by title, and third time by sections.

The ayes and nays being called, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Ristine, Poindexter, Rahm, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion of Mr. Shaffer, Senate Bill No. 217 was read a second time, with committee report recommending that the bill do pass.

Which was concurred in.

Mr. Shaffer moved the constitutional rules be suspended, bill considered engrossed, read third time, and put upon its passage.

The ayes and nays being demanded, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Woods. Ayes, 36.

Messrs. Bundy and Davis voting in the negative.

So the motion was agreed to.

Senate Bill No. 217 read a third time.

The question being, Shall the bill pass?

Ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs

Henry, Hostetter, Howard, Keyser, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Wilson and Woods. Ayes, 32.

Messrs. Kramer and Voyles voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Grubbs moved that constitutional rule be suspended, that House Bill No. 280, entitled an act legalizing acts of incorporated towns since 1877, etc., be read a first and second time by title only, a third time by sections and put upon its passage.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 40.

No one voting in the negative.

So the motion was agreed to.

So House Bill No. 280 was read a first and second time by title only and a third time by sections.

The question being, Shall the bill pass?

Ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Woollen. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock moved that House Bill No. 437 be read a first time and referred to Committee on Organization of Courts.

Which was agreed to.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit, with amendments:

Engrossed Senate Bill No. 7: A bill to establish public libraries, etc.

And the same is returned to the Senate.

Mr. Garrigus, from a joint special committee appointed to examine the Daniel Hough library, made a report.

Which was concurred in, and resolution adopted.

On motion the Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

MARCH 5, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. O. C. McCulloch.

Pending reading of Journal, Mr. Traylor moved further reading be dispensed with.

Mr. Langdon offered the following resolution:

Resolved, That a special committee of five be appointed by the President to examine the constitutional power of the General Assembly to pass bills after Friday, March 4, and said committee are directed to report to-day, and at the earliest moment.

Which was adopted.

The Lieutenant Governor appointed on said committee, Messrs. Langdon, Viehe, Grubbs, Brown and Chapman.

Mr. Wilson asked and obtained leave of absence for Mr. Garrigus until Monday.

Mr. Viehe asked and obtained leave of absence for Mr. Majors until Monday.

Mr. Foster asked and obtained leave of absence for Mr. Shaffer until Monday.

Mr. Grubbs, from the Committee on Judiciary, to whom was referred concurrent resolution No. 18, recommended it be amended as follows:

Strike out the words "twelve and one-half" in line 3 on page 6, and insert in lieu thereof the word "ten," and when so amended that it do pass.

Mr. Bell, from the Committee on Judiciary, to whom was referred Senate Bill No. 330, reported that a majority of committee recommend bill do pass.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 81: A bill for an act to make an appropriation to pay to Benton county, in the State of Indiana, a portion of the extraordinary expenses incurred in the arrest, trial and conviction of James L. McCullough, of Henry county, Indiana, for the murder of William C. Morgan, of Grant county, Indiana, and declaring an emergency therefor.

Engrossed House Bill No. 88: A bill authorizing the sale of any plank, macadamized, gravel or turnpike road, under execution issued upon any judgment or decree against any company owning such road, to satisfy such execution, judgment or decree, and the purchasers to organize as incorporated companies, and prescribing their powers and duties.

Engrossed House Bill No. 53: A bill to amend section 1 of an act entitled "An act prescribing certain duties of railroad companies, to sound the whistles on all locomotive engines at the crossing of any turnpike or other public highway, prescribing penalties and punishments for violations thereof, and repealing all laws in conflict therewith."

Engrossed House Bill No. 101: A bill to amend section 19 of "An act to establish a female prison and reformatory institution for girls and women, to provide for the organization and government thereof, and making appropriations," approved May 13, 1869, and to repeal the third clause of said section.

Engrossed House Bill No. 102: A bill to amend an act entitled "An act to amend an act to establish a house of refuge for the correction and reformation of juvenile offenders," approved March 8, 1867, as amended by an act entitled "An act to amend an act to establish a house of refuge for the correction and reformation of juvenile offenders," approved March 8, 1867, and repealing section 11 of said act, approved December 10, 1872, and declaring an emergency, approved March 31, 1879, and also to repeal part of said section.

And the same are respectfully submitted to the Senate for its action thereon.

I am further directed by the House to inform the Senate that the House has concurred in Senate amendments to House Bills as follows, to wit:

Engrossed House Bill No. 12: A bill authorizing cities and incorporated towns to vacate cemeteries within or adjoining their corporate limits, upon conditions and under regulations therein prescribed, continuing and preserving the title to the cemetery grounds in and to such cities and towns, and repealing so much of section 2 of the act entitled "An act to empower the Board of County Commissioners of the several counties of this State to convey cemeteries to cities and incorporated towns," approved March 4, 1867, as conflicts with this act.

Engrossed House Bill No. 32: A bill defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, and to prevent cruelty to animals, also providing penalties and repealing all laws on the subject, and declaring an emergency.

Engrossed House Bill No. 105: A bill relative to the duties of Justices of the Peace in making returns of fines collected to the County Treasurer.

House Joint Resolution No. 2: A joint resolution requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Mr. Ristine presented claim of Mr. Bird, which was referred to Committee on Claims.

Which was concurred in.

Mr. Poindexter moved constitutional rule be suspended and House Bill No. 19 be read first and second times by title, third time by sections.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Davidson, Davis, Foster, Graham, Grubbs, Henry, Hostetter, Howard, Keyser, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 35.

Mr. Leeper voting in the negative.

So the motion was agreed to.

House Bill No. 19 was read a first and second time by title only, and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Compton, Davis, Henry, Howard, Majors, Menzies, Poindexter, Sayre, Smith, Spann, Voyles, Wilson, Woods and Yancey. Ayes, 15.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Coffey, Davidson, Foster, Graham, Grubbs, Hefron, Hostetter, Leeper, Lockridge, Macartney, Marvin, Rahm, Ristine, White and Woollen. Nays, 19.

So the bill was rejected.

On motion of Mr. Foster, the House amendments to Senate Bill No. 7 were concurred in.

Mr. Bundy, from the Joint Special Committee to investigate the Home for Feeble-minded Children, made a report for the committee.

Mr. Bundy moved that 150 copies of the report be printed for the use of the Senate.

Which was concurred in.

Mr. Briscoe offered the following resolution:

Resolved, That the Assistant Secretary be authorized to issue warrants to officers and employes for balances due them to the close of the session.

Which was rejected.

Mr. Menzies called up special order, being House Bill No. 204, and moved that the constitutional rule be suspended and the bill be read a second time by title only.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Urmston, Viehe, Voyles, White, Wilson and Woods. Ayes, 35.

Mr. Benz voting in the negative.

So the motion was agreed to.

House Bill No. 204 was read a second time by title only.

Mr. Bell moved that the bill be read by sections.

Which was agreed to.

Mr. Kramer offered the following amendment to section 4:

Amend section 4, line 3, by striking out the word "and" after the word "structure," and strike out the word "implement," in line 4 of the same section.

Mr. Woods offered the following amendment to the amendment:

Amend sec. 4 by adding after the word "implements," in line 4, "belonging thereto and used therein."

Which was rejected.

Amendment adopted.

Mr. Urmstan offered the following amendment:

Amend section 4 by adding after the word "thereto," in line 5, the following: "Providing that buildings situate on real estate which are owned by persons other than the owner of the lands whereon situate, shall not be included within the term 'real property' or 'real estate.'"

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following Senate Bills, to wit:

Engrossed Senate Bill No. 5: A bill to repeal section 4 and amend sections 3, 17 and 18 of an act entitled an act regulating the working of coal mines, etc.

Engrossed Senate Bill No. 180: A bill to amend the 1st section of "An act for the protection of the Sabbath, and providing penalties for the desecration thereof."

Engrossed Senate Bill No. 175, with House amendments: A bill for the relief of the estate of Martin S. Prewitt and others.

Engrossed Senate Bill No. 328: A bill to authorize Judges of Circuit and Superior Courts to sign the records in certain cases.

Engrossed Senate Bill No. 41: A bill to amend section 48 of an act entitled "An act to divide the State into circuits for judicial purposes," etc.

Engrossed Senate Bill No. 32, with amendments: A bill to amend section 2 of an act entitled, "An act concerning the organization of voluntary associations," etc.

Engrossed Senate Bill No. 64, with amendments: A bill to amend section 1 of an act entitled, "An act to authorize cities and towns to issue bonds for the purpose of funding their indebtedness," etc.

And the same are herewith returned to the Senate.

Mr. Voyles offered the following amendment to the amendment:

I move to amend the amendment by inserting and substituting the following: "*Provided*, That where the owner of lands shall have to pay any taxes on account of any improvements standing or being on his lands owned by some other person, he may have his remedy therefor against such other person, and shall have a lien on such improvements until he shall be paid, and such improvements shall be appraised separately from other improvements standing or being on such land.

Which was rejected.

Mr. Sayre asked and obtained leave of absence for Mr. Kramer until Monday evening.

Mr. Bischowsky, from Committee on Inspection and Supervision of the Senate Journal, made the following report:

MR. PRESIDENT:

The Committee on the Inspection and Revision of the Journal, beg leave to report that the Journal of March 4, 1881, has been examined and found correct.

Which was concurred in.

Mr. Bell moved to add, as a substitute to section 4, the following:

"*Provided*, That when buildings or structures are movable, and owned by persons other than the owner of the real estate, they shall be regarded, for the purpose of this act, as personal property."

Ayes and nays were ordered and taken.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Compton, Comstock, Davidson, Foster, Grubbs, Hefron, Howard, Keyser and Urmstan. Ayes, 10.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Davis, Graham, Henry, Hostetter, Kramer, Lockridge, Macartney, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 26.

So the substitute was rejected.

Mr. Spann asked and obtained leave of absence for Mr. Briscoe.

Question being on the amendment.

The ayes and nays being demanded, and roll called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Grubbs, Hefron, Smith and Urmston. Ayes, 5.

Those who voted in the negative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Foster, Graham, Henry, Hostetter, Howard, Keyser, Kramer, Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Spann, Traylor, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 33.

So the amendment was lost.

Mr. Bundy moved that House amendment to Senate Bill No. 175 be concurred in.

On motion the Senate adjourned.

AFTERNOON SESSION.

SATURDAY, March 5, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor in the Chair.

Mr. Bell asked and obtained leave of absence for Mr. Foster on account of sickness.

Leave of absence was asked and obtained for Messrs. Bundy and Coffey for an hour.

Mr. Benz demanded a call of the Senate.

Which being taken, discovered the following Senators present and answering to their names:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Keyser, Leeper, Lockridge, Macartney, Menzies, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Total, 33.

On motion of Mr. Benz, further proceedings under the call were dispensed with.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following Senate bills, to wit:

Engrossed Senate Bill No. 18: A bill supplementary to an act, approved March 1, 1867, entitled "An act to repeal all general laws now in force for the incorporation of cities," etc.

Engrossed Senate Bill No. 50: A bill to legalize the incorporation of the town of New Castle, in Henry county, Indiana, and all additions made thereto, etc., etc.

Engrossed Senate Bill No. 241, with amendments: A bill fixing the compensation of the Speaker of the House of Representatives.

And the same are herewith returned to the Senate.

Mr. Chapman moved that the Senate do not concur in the House amendments to Senate Bill No. 241, and asked a Conference Committee.

Which was adopted.

The President appointed on said committee Messrs. Chapman and Benz.

Mr. Smith, from Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared Enrolled Act of the Senate No. 5 with the engrossed bill, and found it to be a correct copy of the same.

Which was concurred in.

Mr. Comstock moved that when the Senate adjourns it adjourn till Monday at 10:30 o'clock A. M.

Which was agreed to.

House Bill No. 201 was resumed, commencing at section 5.

Mr. Bell offered the following amendment:

I move to amend the 6th subdivision of section 8 by striking out the following words found in line 13 of the printed bill, viz., "*or by any individual or individuals.*"

Which was rejected.

The Lieutenant Governor announced that he had signed Senate Bill No. 5.

Mr. Bell offered the following amendment:

Amend the 7th subdivision of section 8 by striking out the word "ten," in line 20 of the printed copy, and insert in lieu thereof the word "two."

Mr. Lockridge offered the following amendment to the amendment:

I move to amend the amendment by inserting the word "five" instead of the word "two."

Mr. Smith offered the following:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared enrolled act No. 7 of the Senate with the engrossed bill, and found same all correct.

Which was concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following engrossed Senate Bill, to wit:

Engrossed Senate Bill No. 93: A bill establishing a State Board of Health, defining its purposes, powers and duties; providing a system of registration and report of vital statistics in connection therewith, and prescribing the duties of certain State, county, town and city officers in relation thereto, and prescribing penalties for violations of certain provisions thereof.

I am further directed by the House to inform the Senate that the House of Representatives has declined to recede from its amendments to engrossed Senate Bill No. 241, and has consented to a committee of free conference on the same, and the Speaker has appointed Messrs. Edwins and Frazer on said committee on the part of the House.

Mr. Langdon, from a special committee, made the following report:

MR. PRESIDENT:

The select committee, to whom was referred the resolution of the Senate on the subject of the constitutional power of the General Assembly to present bills to the Governor on the Saturday next preceding the final adjournment of a regular session, beg leave to report that they have had the same under consideration, and find that the uniform practice of all other General Assemblies holding regular sessions of sixty-one days under the present Constitution, has been to pass bills on the last Saturday of the regular session,

and further find that the long line of unbroken precedents should resolve any doubts in favor of the power to legislate on that day.

Respectfully submitted,

B. W. LANGDON,
F. W. VIEHE,
JASON B. BROWN,
G. H. CHAPMAN,
GEORGE W. GRUBBS.

Which was concurred in.

Mr. Langdon asked and obtained leave of absence for the Committee on Organization of Courts.

Mr. Wilson offered the following substitute:

I move as a substitute for the whole 7th clause and amendments: To strike out all of the same and insert in lieu thereof, "all cemeteries not owned and sold out in parcels for the sake of profit by those who own the same."

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following act, to wit:

Senate Enrolled Act No. 5: An act to repeal section 4 and amend sections 3, 17 and 18 of an act entitled, "An act regulating the working of coal mines."

Also, that the House has concurred in the amendments of the Senate to House Bill No. 309.

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed Enrolled Act No. 7:

An act to establish public libraries in connection with the common schools in all cities of ten thousand and more inhabitants, etc.

The Lieutenant Governor announced that he had signed Enrolled Senate Act No. 7.

Mr. Henry offered the following as a substitute:

To amend section 8 by inserting after the word "building," in line 19, the following words: "or so much of any building," and in line 20, after the word "and," insert the following: "so much

of," and in same line, after the word "situate," the following: "as is necessary to the use thereof."

Mr. Chapman offered the following:

The committee of free conference appointed to consider the differences between the two House amendments on Senate Bill No. 241 have had the matter under consideration, and have unanimously recommended that the House should recede from its amendments to said bill.

Which was concurred in.

Mr. Comstock moved the amendments and substitute be rejected.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 17, 86 and 131, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

March 5, 1881.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled acts of the Senate Nos. 41 and 328 with the engrossed bills, and found them correct copies.

Which was concurred in.

Mr. Grubbs moved that the debate cease.

Which was agreed to.

Question on motion to reject.

The ayes and nays being demanded by Messrs. Traylor and Bell, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Coffey, Compton, Comstock, Davis, Graham, Hefron, Howard, Keyser, Leeper, Marvin, Menzies, Poindexter, Traylor, Viehe, Woods, Woollen, Yancey and Mr. President. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Chapman, Davidson, Grubbs, Henry, Hostetter, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Smith, Spann, Urmstan, Voyles, White and Wilson. Nays, 19.

So motion was agreed to.

Mr. Spann offered the following:

MR. PRESIDENT:

I move to strike out the words "parsonage" and "parsonage property" in line 21, of sub-division 7, in section 8.

Mr. Yancey moved to reconsider vote by which amendments were rejected.

Mr. Urmstan submitted the following:

Amend section 8 by adding after the word "property," in line 21 of the printed bill, the following words: "not to exceed one acre."

Mr. Brown moved there be a night session.

Mr. Langdon moved to take a recess until 7:30 o'clock.

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts of the House of Representatives, to wit:

Enrolled Joint Resolution No. 2: A joint resolution requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Enrolled Act No. 107: An act to amend section 6 of an act entitled, "An act to establish a Superior Court in the county of Vanderburgh," etc.

Enrolled Act No. 105: An act relative to the duties of Justices of the Peace.

Enrolled Act No. 12: An act authorizing cities and incorporated towns to vacate cemeteries within or adjoining their corporate limits.

Enrolled Act No. 280: An act to legalize elections of officers of incorporated towns in this State, and also to legalize the orders, ordinances, etc.

Enrolled Joint Resolution No. 3: A joint resolution for the relief of George Meuser.

And the same are submitted to the Senate for the signature of the President thereof.

I am also directed to inform the Senate that the House has passed the following bill, to wit:

Engrossed Senate Bill No. 165: A bill to legalize the incorporation of the Kokomo, Greentown and Jerome gravel road, etc.

And the same is returned to the Senate.

I am also directed to inform the Senate that the House has refused to concur in the report of the Conference Committee of the two Houses on Senate Bill No. 241.

I am also directed to ask the Senate to return to the House Senate Bill No. 180.

I am also directed by the Speaker of the House of Representatives to inform the Senate that he has signed enrolled Acts of the Senate Nos. 41 and 328.

Mr. Viehe moved Senate Bill No. 180 be returned to the House.

Messrs. Marvin and Traylor were granted leave of absence for balance of day.

Mr. Chapman moved to concur in House amendment to Senate Bill No. 241.

Concurred in.

Question being on amendments.

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs Bell, Bischowsky, Chapman, Coffey, Davidson, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Menzies, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Benz, Brown, Bundy, Compton, Comstock, Graham, Hefron, Henry, Keyser, Marvin, Traylor, Urmstan, Viehe and Woollen. Nays, 14.

So the amendment was adopted.

The Lieutenant Governor announced that he had signed enrolled Senate Bills Nos. 41 and 328, and House Bills Nos. 380, 12, 105 and 107, and Joint Resolutions Nos. 3 and 22.

On motion, Senate adjourned until 7:30 this evening.

NIGHT SESSION.

SATURDAY, March 5, 1881.

Senate reassembled at 7:30 o'clock, Lieutenant Governor Hanna in the Chair.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts of the House of Representatives, to wit:

Enrolled Act No. 309: An act to amend section 84 of an act entitled "An act fixing certain fees and salaries to be taxed in the offices, and the salaries of officers therein named."

Enrolled Act No. 32: An act defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, etc.

And the same are herewith submitted to the Senate for the signature of the President thereof.

I am directed by the House of Representatives to return to the Senate, Senate Bill No. 132.

The President announced that he had signed House Bills Nos. 32 and 309.

Mr. Owen moved to concur in the House amendments to Senate Bill No. 64.

Which was agreed to.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled Bills of the Senate Nos. 15, 50 and 93 with the engrossed bills, and find them correct copies.

Which was concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to return to the Senate, Senate Bill No. 180.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared Enrolled Acts of the Senate Nos. 165 and 241 with the engrossed bills, and find them correctly copied.

Which was concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following Enrolled Acts of the Senate, to wit:

Enrolled Act No. 93: An act establishing a State Board of Health.

Enrolled Senate Act No. 18: An act supplemental to an act to repeal all general laws for the incorporation of cities.

And the same are returned to the Senate for the signature of the President thereof.

Enrolled Senate Act No. 50: An act to legalize the incorporation of the town of Newcastle.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled Act of the Senate No. 180 with the engrossed bill and found it a correct copy of the same.

The Lieutenant Governor announced that he had signed enrolled House Bills Nos. 50, 93 and 18.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts of the Senate, to wit:

Enrolled Senate Act No. 241: An act fixing the compensation of the Speaker of the House of Representatives.

Enrolled Senate Act No. 180: An act to amend the 1st section of an act for the protection of the Sabbath.

Enrolled Senate Act No. 165: An act to legalize the incorporation of the Kokomo, Greentown and Jerome Gravel Road.

Enrolled Senate Act No. 64, entitled: An act to amend sections 1 and 2 of an act entitled "An act to authorize cities and towns to issue bonds for the purpose of funding their indebtedness, reducing the rate of interest on pre-existing obligations," etc.

And the same are returned to the Senate for the signature of the President thereof.

The Chair announced that he had signed Enrolled House Bills Nos. 180, 165 and 141.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared Enrolled Sen-

ate Act No. 64 with the engrossed bill and found it to be a correct copy.

Which was concurred in.

The Lieutenant Governor announced that he had signed Senate Enrolled Act No. 64.

On motion, the Senate adjourned.

THOMAS HANNA,

President of the Senate.

MONDAY MORNING.

MARCH 7, 1881.

Senate assembled at 10 o'clock A. M., Lieutenant Governor Hanna in the Chair.

Pending reading of Journal, Mr. Viehe moved further reading of Saturday's Journal be dispensed with.

Lieutenant Governor announced special order, tax bill, House Bill No. 204.

Mr. Chapman moved to strike out 4th clause, these words, "when belonging to any city or town."

Mr. Bundy moved to reconsider.

Adopted.

Mr. Chapman withdrew his former motion and moved to strike out 4th clause.

Adopted.

Lieutenant Governor laid before Senate communications relating to claims.

Which was referred to Committee on Education.

Mr. Viehe offered the following amendment:

I move to strike out the words, "campus or," in line 14, of section 8.

Which was adopted.

Mr. Chapman moved to strike out the words, in clause 7, "Every building used for religious worship," and insert in lieu thereof the words "Every cathedral, church, meeting house, or other building devoted to religious worship."

Mr. Viehe offered the following substitute:

Amend clause 7, of section 8, by inserting after "acres," the words "when owned by a church or religious society, or in trust for its use."

Which was adopted.

Mr. Grubbs offered the following amendment:

MR. PRESIDENT:

I move to amend section 10 by adding, after the word "satisfied," in line 3, the words "by sworn proof."

Mr. Lockridge offered the following as a substitute:

In all cases where buildings or personal property shall be destroyed, in whole or in part, by unavoidable casualty, after assessed for the year, and such loss is not covered by insurance, the County Auditor shall, upon sworn proof of such loss, allow a rebate of such proportion of the taxes for the year as that part of the year which shall have passed before such destruction bears to the whole year.

Which was adopted.

Substitute adopted as part of section.

Mr. Chapman offered the following substitute:

SEC. 12. The person purchasing or acquiring property, whether personal or real, on the first day of April, shall be considered as the owner on that day, and shall be assessed and liable for the taxes of that year.

Which was adopted.

Substitute ordered to stand as section.

Mr. Chapman offered the following amendment:

Strike out the words "if the owner be a merchant or manufacturer he shall state," in line 5; also the words "after the receipt thereof," in line 7, and in lieu of the words "that he may," in line 8, insert in lieu thereof the words "who shall."

Which was adopted.

Mr. Chapman offered the following substitute for sections 16 and 17:

Section 16. The owner of tangible personal property situate in any county other than that of his residence shall list the same in the township of county wherein the same is situate; *Provided*, That when the property is connected with a farm it shall be listed and assessed in the township in which such farm is situate, or in which the principal place of business on such farm is situate.

Which was adopted.

Mr. Bell offered the following amendment to section 18:

The owner shall list in the township where he resides, all his moneys, bonds or stocks, shares of stocks, of joint stock or other corporations or companies (when the capital stock of such company is not assessed elsewhere in this State), moneys loaned or invested, annuities, franchises, royalties, patent rights, and also all moneys deposited subject to his order, check or draft, and credits due from or owing by any person or persons, body corporate or politic, to him or her without regard to the place where said taxables may exist or be situated.

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend section 20 by inserting after the word "guardian," in line 3, the following: "and if there be no guardian."

Which was adopted.

Mr. Bell offered the following amendment:

"The personal property of a minor child shall be listed by his guardian, or, if he has no guardian, then by the person having such property in charge."

Which was adopted.

Mr. Viehe offered the following:

I move to amend section 20 by inserting after the word "an," in line 3, the words "a minor."

Which was adopted.

Mr. Menzies moved to consolidate sections 22 and 23 of the bill to make one section.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 22, in line 2, by striking out the words "that of corporations," and insert the words "and otherwise" in lieu thereof.

Which was adopted.

Mr. Bell moved that joint committee wait on the Governor and inquire whether he has any further communication to make to the General Assembly; said committee to be composed of two members from the Senate and three from the House.

The Chair appointed Messrs. Bell and Grubbs as said committee on part of the Senate.

On motion of Mr. VanVorhis, the Governor was requested to return Senate Bill No. 18.

On motion, Senate adjourned.

AFTERNOON SESSION.

MONDAY, March 7, 1881.

Senate reassembled at 2 o'clock P. M., Lieutenant Governor Hanna in the chair.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 24 to read as follows:

All personal property, unless otherwise provided in this act, shall be listed and assessed in the township, city or town where the owner resides, except that tangible personal property, situate in any township, city or town other than that of the owner's residence, shall be listed in such township, city or town by the owner, agent, consignee or person having charge thereof, and shall be taxed in such township, city or town.

Which was adopted.

Mr. Viehe offered the following:

MR. PRESIDENT:

I move to strike out section 25.

Which was adopted.

Mr. Bell offered the following:

Amend section 26 by striking out the word "that" and insert n lieu thereof the word "any."

Which was adopted.

Mr. Viehe offered the following:

Amend section 26 by striking out the words, "except as may be otherwise provided."

Which was adopted.

Mr. Viehe offered the following:

I move to strike out section 27.

Which was adopted.

Mr. Chapman offered the following amendment:

Insert the words "a particular" before the word "business," in line —.

Which was adopted.

Mr. Viehe offered the following:

I move to amend section 28 by striking out the word "county."

Mr. Smith offered the following amendment:

Add to section 28 "within the State" after the word "transitu."

Which was rejected.

Mr. Menzies offered the following:

I move to strike out the word "county," in line 3, section 29, of the bill.

Mr. Spann offered the following amendment:

I move to strike out the word "county," in line 3 of section 30.

Which was adopted.

Section 30, as amended, was adopted.

Mr. Bell moved to reconsider the vote just taken.

Mr. Voyles offered the following amendment:

I move to amend section 30 by striking out all after the word "town," in line 4, and insert in lieu thereof the following: "where such personal property is situated."

Which was adopted.

Mr. Menzies offered the following:

I move to strike out the word "county," in lines 2 and 4 of section 32 of the bill.

Which was adopted.

Mr. Viehe moved to strike out section 33.

Which was adopted.

Mr. Compton offered the following amendment:

MR. PRESIDENT:

I move to amend section 34 by adding the following: "*Provided*, That the personal property of the decedent shall be listed in the township, town or city wherein the decedent resided at the time of his death."

Which was lost.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 34 by striking out the following: "Shall list it in the same place in which they are required to list their own, but they."

Mr. Bell offered the following amendment:

MR. PRESIDENT:

I move to amend section 35 by striking out the words "in which he resides," in line 7, and inserting in lieu thereof the words "into which he has so moved," and by inserting after the word "assessor," in line 8, the following: "By official certificate, or by affidavit."

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 35 by striking out the word "county" in line 1.

Which was rejected.

Mr. Chapman offered the following:

Strike out the words "with the enhanced value of the investment and improvement thereon," and insert in lieu thereof the words, "with the value of his improvements thereon."

Which was adopted.

Mr. Voyles offered the following amendment:

MR. PRESIDENT:

I move to strike out section 42.

Which was rejected.

Mr. Spann offered the following amendment:

MR. PRESIDENT:

I move to strike out the word "or" after the word "his" in line 6 of section 50.

Which was adopted.

Mr. Brown moved to strike out section 51.

Mr. Bell reported in behalf of the committee appointed to wait on the Governor, stating he had no further communication to make to the Senate.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the resolution of the Senate appointing a joint committee to wait on his Excellency the Governor, to ascertain whether he has any further communications to make to the General Assembly, and the House has appointed Messrs. Cauthorn and Vawter upon said committee.

I am further directed to inform the Senate that the House has no further communications to make to the Senate during this session of the General Assembly.

Mr. Marvin offered the following concurrent resolution:

WHEREAS, There is an ordinance pending in the Common Council of the city of Indianapolis for the improvement of Meridian street, in said city, with wooden blocks; and,

WHEREAS, The State is largely interested in the improvement of said street; and,

WHEREAS, Petitions and remonstrances are being circulated among the owners of property on said street for and against said proposed improvement; therefore,

Resolved by the Senate, the House concurring, That the General Assembly of the State is opposed to the improvement of said street with any kind of wooden blocks.

Mr. Brown offered the following:

Resolved, That the Senate of the State of Indiana hereby tenders its thanks to the Hon. Thomas Hanna, Lieutenant Governor,

for the fairness and impartiality with which he has discharged the duties of his office during the present session of the General Assembly.

Which was adopted.

Mr. Woods offered the following resolution:

Resolved, That the pages employed by the Senate be allowed two dollars and fifty cents per day for services rendered during the session.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 7, 50, 5, 64, 41, 165, 180, 241 and 328, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

March 7, 1881.

Mr. Comstock moved Governor return Senate Bill No. 211.

Which was agreed to.

Mr. Brown moved to reconsider the vote by which Senate Bill No. 211 passed.

Which was agreed to.

On motion of Mr. Langdon, Senate adjourned *sine die.*

THOMAS HANNA,

President of the Senate.

JOURNAL

OF THE

INDIANA STATE SENATE,

DURING THE

SPECIAL SESSION

OF THE

FIFTY-SECOND GENERAL ASSEMBLY,

COMMENCING ON TUESDAY, MARCH 8, 1881.

INDIANAPOLIS:
CARLON & HOLLENBECK, PRINTERS AND BINDERS.
1881.

JOURNAL

OF THE

SENATE OF INDIANA.

SPECIAL SESSION.

TUESDAY, March 8, 1881.

The Senate met in special session at 9 o'clock A. M., Lieutenant Governor Hanna in the chair.

The President directed a call of the Senate.

The following Senators responded to their names:

SENATORS HOLDING OVER.

Posey and Gibson—Gustavus V. Menzies.
Warrick and Pike—Thomas B. Hart.
Spencer and Perry—Henry Kramer.
Crawford, Harrison and Orange—John Benz.
Dubois, Martin and Lawrence—William A. Traylor.
Clark and Scott—Moses Poindexter.
Jefferson—E. R. Wilson.
Franklin and Ripley—S. E. Urmstan.
Dearborn and Ohio—Levin J. Woollen.
Brown, Monroe and Bartholomew—Richard L. Coffey.
Green and Daviess—David J. Hefron.

Knox and Sullivan—F. W. Viehe.
Parke and Vermillion—Oliver P. Davis.
Wayne—Daniel W. Comstock.
Randolph and Delaware—M. C. Smith.
Howard and Miami—Milton Garrigus.
Tippecanoe—Byron W. Langdon.
Benton, Newton and Jasper—George W. Majors.
Lake and Porter—Thomas J. Woods.
St. Joseph and Starke—David R. Leeper.
Cass—Charles Kahlo.
Allen—Thomas J. Foster.
Huntington and Wells—Abner H. Shaffer.
Adams, Jay and Blackford—Thomas S. Briscoe.
Morgan and Johnson—George W. Grubbs. —25.

SENATORS ELECT.

Vanderburgh—William Rahm, Jr.
Decatur and Shelby—Francis M. Howard.
Floyd and Washington—Samuel B. Voyles.
Jackson and Jennings—Jason B. Brown.
Vigo—Francis V. Bischowsky.
Clay and Owen—Isaac M. Compton.
Henry, Delaware and Randolph—Eugene H. Bundy.
Grant and Madison—Charles L. Henry.
Boone and Clinton—Henry M. Marvin.
Montgomery—Theodore H. Ristine.
Fountain and Warren—Arnet R. Owen.
Laporte—William B. Hutchinson.
Marshall and Fulton—William H. Davidson.
Kosciusko and Wabash—Warren G. Sayre.
Elkhart—David H. White.
Lagrange and Noble—Henry Hostetter.
Steuben and DeKalb—Francis Macartney.
Allen and Whitley—Robert C. Bell.
Carroll, White and Pulaski—Jacob Keyser.
Marion—Flavius J. VanVorhis.
Marion—George H. Chapman.
Marion, Hancock and Shelby—S. P. Yancey.
Hendricks and Putnam—Simpson F. Lockridge.
Tipton and Hamilton—Robert Graham.
Rush, Fayette and Union—Jesse J. Spann. —25.

A PROCLAMATION

By the Governor, Calling a Special Session of the General Assembly.

EXECUTIVE DEPARTMENT
OF THE STATE OF INDIANA.

The time has passed within which, at the present session of the General Assembly, bills may, under the Constitution, be presented to the Governor.

The following important bills have not been passed:

The bill making general appropriations for the years 1882 and 1883.

The specific appropriation bill.

The bill to levy an annual tax to raise revenue for the State.

The bill making an appropriation for continuing the work on the new State-house.

The bill concerning taxation—a bill which, if passed, will, it is believed, largely augment the revenue of the State without increasing the general burden upon taxpayers.

Besides these important bills, others of hardly less consequence are pending, the passage of which would materially promote the public welfare. Among these may be specially mentioned the carefully-prepared bill with respect to the drainage and reclamation of wet and overflowed lands; the bill codifying the laws relating to education; the bill for the appointment of experts to examine the books of county officers; the bill relating to the making and improvement of highways; the bill to establish a State Board of Visitors of the benevolent, reformatory and penal institutions of the State; and the bill intended more effectually to suppress intemperance.

The civil code, which has been in course of preparation for the past two years by the commission appointed by the act of 1879, has not been considered by the House. Two of the bills above referred to are contained in it, but it embraces many other subjects of scarcely less importance.

The criminal code, prepared by the same commission, has passed

the House, but has not been considered by the Senate. It collects in one chapter the provisions of the criminal law scattered through many statutes, and defines the acts and delinquencies which shall constitute crimes and misdemeanors with increased precision.

This code has undergone careful examination by able committees of both Houses, and the Senate has considered the civil code, and the House the criminal code, with deliberation and care. It would seem to be better that the present Assembly should complete the work in which it has so far progressed than that another should take up the work anew.

In my opinion, the public welfare requires that there shall be a special session of the General Assembly.

Wherefore, I, Albert G. Porter, Governor of the State of Indiana, do issue this my proclamation, and do hereby call upon the General Assembly of said State to convene in special session on Tuesday, the 8th day of March, A. D. 1881, at 9 o'clock in the forenoon.

In witness whereof I have hereto set my hand and caused to be affixed hereto the seal of the State, at the city of Indianapolis, this 7th day of March, 1881.

By the Governor, ALBERT G. PORTER.

E. R. HAWN,
Secretary of State.

Mr. Langdon offered the following:

Resolved, That for the purpose of a speedy organization of the Senate, Wm. H. Schlater be, and he is, hereby declared the Principal Secretary of the Senate; that Robert B. Sears be, and he is, hereby declared the Assistant Secretary of the Senate, and that Richard B. Huncheon be, and he is, hereby declared the Doorkeeper of the Senate for the special session.

On demand of previous question, ayes and nays were demanded by Messrs. Langdon and Kahlo, roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Woods and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Hefron, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Wilson and Woollen. Nays, 22.

So the demand for the previous question was seconded.

Question, Shall the main question be now put?

Which was agreed to.

Question being on the adoption of the resolution.

The ayes and nays being demanded by Messrs. Bundy and Grubbs, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Ristine, Shaffer, Smith, Spann, Van Vorhis, Voyles, White, Woods and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hefron, Howard, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Wilson and Woods. Nays, 23.

So the resolution was adopted.

Mr. Langdon moved that the vote by which the resolution was adopted be reconsidered, and moved to lay that motion on the table.

The ayes and nays being demanded by Messrs. Langdon and Grubbs, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Woods and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Foster, Hefron, Howard, Hutchinson, Kramer, Leeper,

Majors, Marvin, Menzies, Poindexter, Rahm, Traylor, Urmstan, Viehe, Wilson and Woollen. Nays, 23.

So motion was adopted.

A resolution having been offered declaring who should be Principal Secretary, who shall be Assistant Secretary, who should be Doorkeeper of the Senate, and a demand for the previous question having been made and seconded, and the main question being about to be put, a division of the question was demanded as to each person so named in said resolution, which demand was by the Chair refused; now, therefore, the undersigned respectfully protest against said ruling and action of the Chair, and present this their protest in said behalf, and ask the same to be spread upon the records of the Senate at length.

R. C. BELL,
H. M. MARVIN,
W. B. HUTCHINSON,
F. M. HOWARD,
D. J. HEFRON,
S. E. URMSTAN,
D. R. LEEPER,
WM. RAHM, JR.

Mr. Langdon moved that the officers elected be brought forward and sworn.

Which was agreed to.

The Secretary, Assistant Secretary and Doorkeeper of the Senate were then sworn by Hon. D. W. Howe, Judge of the Marion Superior Court, of Marion county, Indiana.

Mr. Viehe offered the following resolution:

MR. PRESIDENT:

I move that the rules of the last regular session of the Senate be adopted as the rules of this session; that an additional rule be adopted as follows:

House Bills when received, and Senate Bills when engrossed, shall be submitted to the Committee on Phraseology, etc. The committee shall carefully examine the text of each bill, and if it discovers any inacuracy in language, shall report the same to the Senate for its action. The committee may report at any time, and action on its report shall have precedence over all other business.

The committee shall also examine all title of such bills and at the proper time move such amendments as in its opinion ought to be made.

Which was adopted.

Either House,

Resolved, That the Secretary be and is hereby instructed to inform the House that the Senate has organized and is now ready to proceed with business. G. W. GRUBBS.

Mr. Bell moved that a committee of three be appointed to inquire into the effect of the act as regards unfinished business of the regular session.

The Lieutenant Governor announced that the committees would stand as at end of regular session.

On motion of Mr. Brown, Mr. VanVorhis was appointed chairman, in Mr. Brown's stead, on Committee on Phraseology.

Mr. Chapman offered the following resolution:

Resolved, That the Doorkeeper of the Senate be authorized to purchase one lounge, to be placed in the Senate chamber.

Mr. Coffey moved to reconsider the vote by which Senator Chapman's resolution was adopted.

The ayes and nays being demanded by Messrs. Foster and Kramer, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Compton, Davidson, Foster, Garrigus, Keyser, Kramer, Majors, Shaffer, Traylor and Woollen. Ayes, 11.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Comstock, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Yancey. Nays, 24.

So the motion was rejected.

The Lieutenant Governor announced the appointment of the following pages:

Harry Richardson, Putnam county; Harry Bowser and Herbert Spencer, of Marion county, and Adair Overstreet, of Johnson county.

Mr. Yancey moved that Rudolph Bauer be appointed as page.

Which was taken by consent.

Lieutenant Governor appointed as fifth page Rudolph Bauer, of Marion county.

Mr. Bell, from special committee, presented the following:

MR. PRESIDENT:

Your special committee, appointed to inquire into and report as to the purport and effect of the act of December 6, 1872, providing for the completion of unfinished business of a preceding session of this General Assembly, would respectfully report that they have considered said subject, and in the opinion of the committee the unfinished business pending in the regular session at the close thereof can be taken up in the same order as it stood at the termination of said regular session, and disposed of in the same manner that it might have been taken up, transacted and disposed of at such preceding regular session, subject only to such change in the rules of proceedings as either House may see proper to make.

R. C. BELL,
E. B. WILSON,
D. W. COMSTOCK.

Which was concurred in.

Mr. Graham reported that C. A. Cox had been selected as clerk of the second group of committees.

Mr. Shaffer, from the special committee, made the following report:

MR. PRESIDENT:

The Special Committee for the Investigation of the Hospital of the Insane, report that they met and organized by electing Representative Berryman, Chairman. But for the want of time to complete the investigation the committee would recommend that the complete investigation be continued during the special session.

Mr. Chapman moved to lay on the table.

Ayes and nays were demanded by Messrs. Shaffer and Wilson.

Roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Chapman, Comstock, Graham, Grubbs, Hefron, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Smith, Spann, VanVorhis, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Bundy, Davis, Garrigus, Leeper, Shaffer, Traylor and Urmstan. Nays, 7.

So the motion was adopted.

Mr. Foster asked to be relieved from service on the Committee on Enrolled Bills.

Which was agreed to.

The Lieutenant Governor appointed in his stead on the Committee Mr. Urmstan.

Mr. Grubbs made the following report:

MR. PRESIDENT:

Albert W. Fullerton, of Owen county, has this day been appointed Clerk of the Judiciary Committee for the special session.

On motion the Senate adjourned.

AFTERNOON SESSION.

MARCH 8, 1881.

Senate assembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

House Bill No. 204 was taken up, commencing at section 51.

Mr. Brown moved to amend by striking out section 51.

Mr. Langdon moved to refer section 51 to a select committee, consisting of Messrs. Spann, Chapman and Brown.

Which was agreed to.

Mr. Yancey called up his motion to reconsider, entered on Saturday.

Mr. Hefron moved to lay the motion upon the table.

Ayes and nays being demanded by Messrs. Bell and Spann, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Compton, Comstock, Davis, Garrigus, Graham, Hefron, Hutchinson, Marvin, Menzies, Poindexter, Urmstan, Woods and Woollen. Ayes, 17.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Chapman, Davidson, Grubbs, Henry, Hostetter, Howard, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 27.

So motion to lay on table was rejected.

Question on reconsidering vote.

Ayes and nays being demanded by Messrs. Bell and Menzies, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Chapman, Grubbs, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis, Voyles and Yancey. Ayes, 20.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hefron, Howard, Hutchinson, Keyser, Majors, Marvin, Menzies, Rahm, Spann, Traylor, Urmstan, Viehe, White, Woods and Woollen. Nays, 26.

So motion was rejected.

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., March 8, 1881.

Hon. Thomas Hanna, President of the Senate:

SIR: Frank H. Blackledge, my Private Secretary, will act as Executive Messenger in the delivery of communications to the Senate.

ALBERT G. PORTER.

Mr. Viehe offered the following:

Resolved by the Senate, the House concurring, That a committee of two Senators and two members of the House be appointed to inform the Governor that the two Houses have organized, and learn of him at what time it will suit his convenience to make whatever communication he may desire to make to this General Assembly.

Messrs. Viehe and Langdon were appointed as such committee.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has organized by the election of Hon. Wm. M. Ridpath, Speaker, Cyrus T. Nixon, Principal Clerk, C. C. Riley, Assistant Clerk, and James Wood, Doorkeeper, and is now ready to proceed with legislative business.

Mr. Bell offered the following:

Amend section 53 by striking out the words "on hand on," in line 4, and inserting in lieu thereof the words "during the twelve months preceding;" also, strike out the word "annually," in line 5, and insert in lieu thereof the following words: "together with the total amount of money advanced by him upon such property so pledged;" also, strike out all after the word "the," in line 5, and insert in lieu thereof the words "upon the amount so advanced as aforesaid."

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following concurrent resolution, to wit:

Resolved by the House of Representatives, the Senate concurring therein, That the Treasurer of the State of Indiana be and is hereby directed to produce before the General Assembly of the State of Indiana in joint convention assembled, in the Hall of the House of Representatives, on Thursday, March 10, at 2 o'clock P. M., all bonds surrendered and paid under the provisions of an act of the General Assembly, entitled "An act to provide for the payment of sundry

bonds or stocks of the State of Indiana, issued prior to the year 1841, and declaring an emergency," approved December 12, 1872, and the Senate is requested at said hour to meet the House of Representatives in joint convention, at said place, to make suitable disposition of said bonds as the Treasurer of State may then and there produce and exhibit.

I am also directed to inform the Senate that the House has concurred in the resolution of the Senate to appoint a joint committee to wait upon his Excellency, the Governor, and that the House has appointed Messrs. Neff and Kramer on said committee on the part of the House.

Mr. Chapman moved as an amendment to the amendment offered by Senator Bell, to strike out section 53.

Question on motion to strike out.

Ayes and nays being demanded by Messrs. Menzies and Spann; roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Chapman, Compton, Comstock, Davis, Graham, Grubbs, Kramer, Lockridge, Macartney, Owen, Ristine, Sayre and Urmstan. Ayes, 14.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Davidson, Foster, Garrigus, Hefron, Hostetter, Howard, Hutchinson, Keyser, Majors, Marvin, Menzies, Rahm, Shaffer, Smith, Spann, Traylor, VanVorhis, Wilson and Yancey. Nays, 23.

So motion to strike out was rejected.

Mr. Bell's amendment was rejected. Vote, 14 to 17.

Mr. Marvin offered the following:

Amend section 3 by adding thereto: *Provided*, That where any real estate has been specially taxed for the building of a free gravel road through the same, it shall not for the same year be taxed for common public highways also.

Mr. Chapman offered the following:

Resolved, That the thanks of the Senate be and are hereby extended to Rev. John B. Brandt, Secretary of the Young Men's

Christian Association, for his courtesy in securing the attendance of a clergyman at the opening of the daily sittings during the regular session of this General Assembly, and that his offer to continue such courtesy during the special session is hereby accepted, and that the Secretary of the Senate do furnish Rev. Mr. Brandt with a copy of this resolution.

Mr. Spann asked and obtained leave of absence for Mr. Briscoe till Thursday noon.

Mr. Kramer offered the following:

Amend section 19 by striking out all after the word "made," in line 6, and insert the following in lieu thereof: . "By a receipt or duplicate receipt, showing that the taxes upon such property have been paid in another county or State. The Auditor shall thereupon release such property from taxation for the current year."

Which was lost.

Mr. Woollen offered the following:

I move to amend the amendment offered by the Senator from Spencer, to section 19, by inserting "his own affidavit" before the word "tax receipt" in said proposed amendment.

Which was rejected.

Mr. Viehe, from the Special Committee, reported that the committee had been informed by the Governor that he would communicate to the General Assembly any message that he might have, through his executive messenger.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., March 8, 1881.

Gentlemen of the Senate and House of Representatives:

The constitution provides that the Governor shall, from time to time, give to the General Assembly information touching the condition of the State, and recommend such measures as he shall judge to be expedient. My official duties since my inauguration, during the late regular session, have been so onerous, and your own opportunities to acquire a knowledge of the condition of the State through

your investigating committees, and through other means, have been so considerable, that I do not regard myself as being possessed of any important information relating to the condition of the State of which you are not in possession also.

Some of the measures which I had the honor to recommend to you in my inaugural address have been adopted. An adoption of the others has been proposed in pending bills, and they are now in a condition to be considered by you. I renew my recommendation of these pending measures. I specially urge the passage of the bill, with whatever change or additions may be deemed expedient, providing for ascertaining the best way of reclaiming the vast body of lands, the natural means for the drainage of which is through the Kankakee river.

The important bill concerning taxation ought also to receive your early attention, so that there may be no failure to pass the clauses providing for taxing the receipts of telegraph, telephone, express and fast freight companies, etc., instead of taxing merely their visible property.

The exigency which has rendered it necessary for me to call you together in special session could not well have been avoided. The extraordinary labor imposed upon you by your undertaking critically to consider the vast body of legislation proposed to you for adoption by the commission appointed by the act of 1879, to compile and revise existing statutes, has required you to occupy much time, in the committee room and upon the floor, in that work, which otherwise would have been spent in considering ordinary legislation. Many important changes of existing laws have been proposed by the commission. It is proper that these shall receive careful attention, in order that they may, so far as they shall be adopted, not represent what is deemed best by the commission merely, but reflect the deliberate judgment of each House. In the progress of the further consideration of these proposed enactments, amendments will, doubtless, from time to time, be found to be necessary. I venture to suggest, however, with the most respectful deference, that hasty amendments will be not less likely to work harm than a too inattentive consideration of the enactments proposed. Even the commissioners will not always be able to perceive at the moment their entire scope and effect, nor how far they may introduce inconsistencies and ambiguity which will leave the meaning of the law uncertain, until it shall be determined by the Supreme Court.

There is a subject which at first view may be deemed of little comparative importance, to which I wish to invite your serious attention. In referring, in bills, to the title of acts meant to be amended, there have been frequent instances during the regular session in which these titles have been recited incorrectly, and, at some stages of not a few bills, passages or words have been omitted, or words have been changed, the effect of which has been, in some cases, to alter or to obscure the sense, and in others will be to convey the idea to uninformed readers that the measure has been imperfectly considered. Such faults in laws are ever a fruitful source of litigation, and of consequent expense. The way of avoiding them is easy, and is familiar to such of your members as have had previous experience in legislative bodies. It is earnestly hoped that a diligent effort will be made to guard against these faults in the passage of bills at the present session.

It is hoped that every proper effort will be made to finish the work which you have in hand within less than the forty days allowed by the constitution for a special session, and that a constant desire will be felt to restrain expense where it is not obviously proper. While not withholding appropriations where they may be necessary for the public welfare, it should be your constant effort to make the burden of taxation as light as it can be made consistently with a wise administration of the affairs of the State.

ALBERT G. PORTER.

Mr. Sayre offered the following amendment:

I move to amend section 19 as follows: After the word "evidence," in line 6, insert the words "written and verified."

Which was adopted.

Mr. Traylor offered the following amendment:

Amend the substitute for sections 16 and 17 by striking out the word "county," in line 2, and inserting in lieu thereof the word "township."

Which was adopted.

Mr. Lockridge offered the following amendment:

Strike out the words "or place of business in this State," where they occur in line 4 of section 26.

Which was adopted.

Mr. Bell offered the following:

Amend section 54 by striking out of line 4 the words, "and the books of all corporations."

Mr. Spann offered the following substitute for section 54:

For the purpose of properly listing and assessing property, and equalizing and collecting taxes, the Auditor and Treasurer, and officers of State interested with duties under this law, shall have the right and power to inspect and examine the records and books of all corporations or individuals in the State, with power to summons before them any person, or officer of any corporation, to testify in relation to their bonds or accounts: *Provided*, That the Assessor of any township shall file a statement that such person or corporations are concealing property, or attempting to evade taxation.

Which was rejected.

Mr. Chapman offered the following substitute for the amendment:

Strike out the words, beginning with the words "the Township Assessor," and ending with the words "all other officers," in lines 2 and 3, and insert the words, "the County Auditor, upon a proper showing by any officers."

The ayes and nays were demanded by Messrs. Bell and Marvin.

Mr. Brown moved to lay the substitute on the table.

The ayes and nays being demanded by Messrs. Traylor and Kramer, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Comstock, Graham, Grubbs, Kahlo, Lockridge and Owen. Ayes, 10.

Those who voted in the negative were:

Messrs. Benz, Bundy, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Hefron, Henry, Hostetter, Kramer, Langdon, Leeper, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Nays, 34.

So motion to lay on the table was rejected.

Question on substitute.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Comstock, Graham, Grubbs, Hefron, Henry, Kahlo, Langdon, Lockridge, Owen, Ristine and Urmstan. Ayes, 15.

Those who voted in the negative were:

Messrs. Benz, Bundy, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Hostetter, Kramer, Leeper, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Nays, 29.

So the substitute was rejected.

Mr. Comstock offered the following as a substitute:

For the purpose of properly listing and assessing property, and equalizing and collecting taxes, the County Auditor, upon affidavit of the proper Township Assessor that he has reason to believe and does believe that the property of a corporation or person in this State has not been properly listed for taxation, shall have the right to inspect and examine the books and records of all public officers and corporations without charge, and have the power to administer all necessary oaths and affirmations.

Ayes and nays were demanded by Messrs. Bell and Hefron.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Comstock, Graham, Grubbs, Hefron, Kahlo, Leeper, Lockridge, Macartney Owen, Ristine, Viehe, White and Woollen. Ayes, 17.

Those who voted in the negative were:

Messrs. Benz, Bundy, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Henry, Hostetter, Keyser, Kramer, Langdon, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, Wilson and Woods. Nays, 27.

So substitute was rejected.

Mr. Viehe asked indefinite leave of absence for Mr. Hart on account of sickness.

Mr. Graham asked and obtained leave of absence for Mr. Voyles for three or four days.

Mr. Viehe moved to adjourn.

Ayes and nays were demanded by Messrs. Henry, Marvin, Garrigus, Foster and Shaffer.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Majors, Marvin, Owen, Rahm, Urmstan, Viehe and Woollen. Ayes, 16.

Those voting in the negative were:

Messrs. Bundy, Chapman, Comstock, Davidson, Foster, Garrigus, Graham, Henry, Keyser, Kramer, Macartney, Menzies, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, White, Wilson, Woods and Yancey. Nays, 24.

So the motion to adjourn was rejected.

Mr. Comstock moved to refer the section to a special committee consisting of Messrs. Brown and Bell.

Mr. Menzies moved to include Messrs. Spann, Wilson and Viehe.

Which was accepted by Mr. Comstock.

Original motion adopted.

MR. PRESIDENT:

We, the undersigned, Chairmen of the Committee on Banks, Corporations, Insurance, Fees and Salaries, and Organization of Courts, hereby appoint W. A. Brown clerk of the group composed of said committees during the special session of the Senate, March 8, 1881.

J. J. SPANN,
M. C. SMITH,
F. MACARTNEY,
B. W. LANGDON,
M. GARRIGUS,
Chairmen.

Mr. White reported that W. A. Smock had been elected as committee clerk of the third group, and has entered on his duties.

Mr. Comstock made the following report:

MR. PRESIDENT:

Luke H. Wrigley has been appointed Clerk of the Joint Committee on Revision of the Laws for this special session, and has entered upon the discharge of his duties to-day, March 8, 1881.

On motion, the Senate adjourned.

THOMAS HANNA,
President of Senate.

WEDNESDAY MORNING.

MARCH 9, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. L. P. Rose.

Pending the reading of Tuesday's Journal, on motion of Mr. Kramer, the further reading of the same was dispensed with.

Mr. Brown, from Select Committee, presented the following report:

MR. PRESIDENT:

The Select Committee, to whom was referred section 54 of House Bill No. 204, entitled, a bill concerning taxation, recommend the substitution of new matter.

Mr. Brown, from the Select Committee, made the following report:

MR. PRESIDENT:

The Select Committee, to whom was referred section 51 of House Bill No. 204, have considered the same, and recommend that said section be stricken out of said bill.

Mr. Comstock moved to take up House Bills on first reading until exhausted, or until 2 P. M.

Ayes and nays being demanded by Messrs. Foster and Wilson, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Coffey, Comstock, Foster, Grubbs, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Langdon, Lockridge, Macartney, Majors, Marvin, Owen, Ristine, Smith, Urmstan, VanVorhis, Viehe and Woods. Ayes, 25.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Coffey, Davidson, Davis, Garrigus,

Graham, Henry, Keyser, Kramer, Leeper, Menzies, Poindexter, Rahm, Sayre, Shaffer, Spann, White, Wilson, Woollen and Yancey. Nays, 21.

So motion was rejected for want of a two-thirds majority.

Mr. Bundy presented the following resolution:

Resolved, That in the discussion of any amendments proposed, House Bill 204, all speeches shall be limited to three minutes.

Which was laid over one day.

Mr. Brown moved to postpone special order House Bill No. 204 till 2 o'clock, P. M.

Ayes and nays were demanded by Messrs. Menzies and Henry.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Comstock, Foster, Grubbs, Kahlo, Marvin, Smith, Urmstan, VanVorhis, Viehe and Woods. Ayes, 12.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Coffey, Davidson, Davis, Graham, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, White, Wilson, Woollen and Yancey. Nays, 33.

So the motion was rejected.

The question recurring on select committee, in regard to striking out section 51.

Ayes and nays were demanded by Messrs. Spann and Brown, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Chapman, Coffey, Comstock, Graham, Grubbs, Kahlo, Kramer, Langdon, Lockridge, Macartney, Owen, Ristine, Spann, Traylor, VanVorhis, Viehe, Wilson, Woods and Yancey. Ayes, 22.

Those voting in the negative were:

Messrs. Benz, Bundy, Davidson, Davis, Foster, Garrigus, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Leeper, Ma-

jors, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Smith, Urmstan, White and Wollen. Nays, 24.

So the motion was rejected.

Select Committee report on section 54 concurred in.

Mr. Menzies offered the following amendment:

I move to strike out section 55 of the bill.

Which was rejected.

Mr. Kramer offered the following:

MR. PRESIDENT:

I move to amend section 56 by adding thereto the following: *Provided, however*, that the purchasers of such lands may call upon the County Auditor to appoint three disinterested freeholders to appraise such lands, and improvements thereon, at a fair value, under oath, which appraisement, less the amount due any of the herein named funds, shall constitute the valuation of such lands for taxation; and, *provided, further*, that the borrowers of any of the trust funds held by the several counties of this State may, upon application to the several County Auditors, have the same proceedings as herein set forth, and have such deduction as in the above named cases; *provided, however*, that no other deductions for indebtedness to such funds shall be made except as herein authorized.

Which was rejected.

Mr. Sayre moved to refer section 57 to special committee of three.

The Lieutenant Governor appointed as such committee Messrs. Sayre, Hefron and Bundy.

Mr. Macartney offered the following substitute for sections 58 and 59:

The undivided real estate of any deceased person may be listed to the heirs of such person without designating any of such lien's name, until a transcript of partition, certified copy of will duly admitted to probate, or deed, be presented to the Auditor of the county wherein such real estate is situated, when such Auditor shall proceed to transfer the same upon the last appraisement list, apportion the same and the valuation thereof, with all delinquent taxes, to the several owners.

Which was rejected.

Mr. Viehe offered the following amendment:

I move to amend section 58 by adding thereto the following: "And the lien for the proportion of taxes paid on the different shares of the land shall vest in the person who pays the taxes."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 62 by striking out "collecting," in line 3, and inserting the following: "and advertising for the collection of;" also, strike out all after line 4 and insert the following in lieu thereof: "advertising such fractional descriptions of land and parts of lots as they appear on the tax duplicate; and it shall not be necessary to give the metes and bounds of such land and lots in the advertisement, but when sale is made by the Treasurer or Auditor, the County Auditor shall procure a full description from the records in the Recorder's office and enter the same in the certificate of purchase, and such proceeding shall be valid for the purpose of conveying the title to lands sold for the non-payment of taxes."

Which was rejected.

Mr. Bell offered the following substitute:

Amend section 62 by inserting after the word "grant," in line 8, the words "or 50 acres in N. W. ¼ of section 3, T. 16, R. 12;" also, by inserting after the word "grant," in line 15, the words, "or 5 acres in the N. W. ¼ of section 3, T. 16, R. 12."

Which was rejected.

Amendment rejected.

Mr. Langdon offered the following:

Resolved, That House Bill No. 264 be recommitted to the special committee by whom it was reported, with instructions to report at the earliest moment the sections and parts of sections which are new and are not a part of the present laws, and also what, if any, sections or part of sections are repealed.

Which was rejected.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 61 as follows: Strike out all after the word "land," in line 1, and including the word "reserves,"

in line 2, and strike out the words "United States," in line 3, and insert the word "Congressional."

Which was adopted.

Mr. Chapman offered the following amendment:

"SEC. 67. The assessor shall list every dog over the age of six months, within his township, to the person owning, keeping or harboring the same, and such person shall be charged on the duplicate $1 if a male, and $2 if a female, dog, and the further sum of $2 for such additional dog beyond one, which amounts so charged shall be carried to the column of total and collected as other taxes are collected."

Which was adopted.

Mr. Spann offered the following:

I move to strike out the word "pawnbroker," in line 10 of section 68.

Which was lost.

On motion the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, March 9, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Smith offered the following:

Resolved, That a special committee of three be appointed to contract with the proprietor of the Grand Hotel for rooms Nos. 3, 5, 7 and 26, to be used by Senate committees during the special session, together with all the rights and privileges accorded to said committees under the contract with said proprietor for the regular session: *Provided*, That not more than two-thirds of the amount paid for their use during the regular session shall be paid for their use during the special session.

Which was adopted.

The Lieutenant Governor appointed on said committee Messrs. Smith, Bell and Sayre.

Mr. Bundy offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That the joint rules for conducting business in the two Houses of the General Assembly during the last regular session, be adopted as the joint rules for the present special session.

Which was adopted.

Mr. Shaffer offered the following resolution:

Resolved, That the thanks of the Senate be tendered C. W. Brouse, late Secretary of this Senate of the regular session, for the efficient manner in which he has attended to the duties of said office, and for his universal politeness to the members of this Senate.

Which was adopted.

Mr. Hefron offered the following:

Resolved by the Senate, the House of Representatives concurring, That when both Houses of the General Assembly adjourn on Friday, March 11, 1881, at noon, that they adjourn to meet again on Tuesday, March 15, 1881, at 2 o'clock P. M.

Mr. Comstock moved to amend by striking out "Friday" and inserting "Saturday."

Question being on the amendment.

The ayes and nays being demanded by Messrs. Grubbs and Henry, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Grubbs, Henry, Kahlo, Langdon, Lockridge, Macartney, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Viehe and Wilson. Ayes, 14.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Comstock, Davidson, Graham, Hefron, Hostetter, Hutchinson, Keyser, Kramer, Marvin, Spann, Traylor, Urmstan, White, Wood and Woollen. Nays, 21.

So the motion was rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit: A bill to appropriate money to pay the expenses of the present special session of the General Assembly, and directing the manner of its employment. And the same is herewith submitted to the Senate for its action thereon.

Mr. Grubbs offered the following:

I move to amend the resolution by striking out the words "Friday noon" and inserting "Friday evening" instead.

Ayes and nays were demanded by Messrs. Langdon and Henry.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Davidson, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Langdon, Lockridge, Macartney, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Woollen. Ayes, 26.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Chapman, Graham, Hefron, Hostetter, Kramer, Majors, Menzies, Rahm, Smith and Traylor. Nays, 13.

So the amendment was adopted.

Resolution as amended adopted.

Mr. Bell offered the following:

Amend section 68 by striking out the word "three," in line 18, and inserting in lieu thereof the word "cash."

Mr. Macartney offered the following amendment:

MR. PRESIDENT:

I move to amend by striking out section 69.

Which was adopted.

Mr. Hefron offered the following amendment:

I move to amend section 70 by striking out of the same interrogatory No. 2.

Which was rejected.

Mr. Hefron's amendment to interrogatory section No. 2 was rejected.

Mr. Bell offered the following:

Amend the 2d interrogatory of section 70 by striking out the word "express," in line 22, of printed section.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 70 by inserting, after line 25, the following: Interrogatory three—If you have converted any of your money or property as inquired of you, then state when the same was so converted or invested, and the kind and the amount or value thereof.

Which was adopted.

Mr. Traylor offered the following amendment:

MR. PRESIDENT:

I move to amend section 70 by striking out interrogatory No. 4.

Which was adopted.

The following is the report of the special committee, on section 72:

Amend section 72 by striking out all after the word "unincorporated," in line 7 of the printed bill.

Which was concurred in.

Mr. Macartney offered the following amendment:

MR. PRESIDENT:

I move to amend section 73 by inserting after the word "be," in line 2, the following: "itemized by giving the name of the persons, companies or corporations to whom such indebtedness may be due, with the amount due to each, provided the number of such creditors shall not exceed ten; and if such number of creditors shall exceed ten, then such itemized statement shall include the names of ten creditors to whom the largest amounts may be due, and such itemized list shall be."

Which was rejected.

Mr. Menzies offered the following amendment:

I move to strike out the word "merely," in line 4, of section 75 of the bill.

Which was adopted.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 93, 5 and 18, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

March 9, 1881.

The report of the committee on section 75 was concurred in.

Mr. Chapman offered the following:

Strike out the word "pounds," in item 82, and insert the word "tons," in lieu thereof.

Which was adopted.

Mr. VanVorhis offered the following:

Amend section 75 by inserting after the word "temporarily," in line 25, the words "except as here or before stated."

Which was lost.

Mr. Langdon offered the following amendment:

Amend section 75 by inserting the word "property" after the word "labor," in No. 69.

Which was adopted.

Mr. Sayre offered the following:

I move to amend section 75 as follows: Add to said section after line 26, on page 25 of printed bill, these words, "except as is stated in answer to interrogatory No. 3 provided for in section 70 of this act."

Which was rejected.

Amendment rejected.

Mr. Spann offered the following amendment:

MR. PRESIDENT:

I move the following amendment to section 75 by transposing

article 68 in the numbered list of taxable articles contained in said section so that it shall stand at the foot of said list and be numbered 84.

Which was adopted.

Mr. Comstock offered the following amendment:

I move to amend section 72 by striking out the words "or money loaned or money at interest," in line 2.

Which was adopted.

Mr. Bell offered the following amendment:

Amend section 78 by inserting after the word "shall," in line 2, the word "wilfully."

Which was adopted.

Mr. Henry introduced Senate Bill No. 334, entitled:

A bill providing for the reinstatement of records and papers of courts, destroyed, etc.

Mr. Henry moved that the constitutional rule be suspended, the bill be read a first and second time by title and referred to the Judiciary Committee.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

No one voting in the negative.

Motion was agreed to.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the resolution of the Sen-

ate providing for the adjournment of both Houses of this General Assembly, from Friday evening, March 11, 1881, to Tuesday, March 15, 1881, at 2 o'clock P. M.

Senate Bill No. 334 was read first and second times by title only and referred to Committee on Judiciary.

On motion of Mr. Hefron, 100 copies of Senate Bill No. 8 were ordered printed.

Mr. Traylor moved to amend section 82 by striking out the words "with view to profit," in line 5.

Mr. Woollen offered the following amendment:

I move to amend section 82 by inserting in line 3, after the words "of business," the words "in this State."

Which was rejected.

Mr. Menzies moved to strike out the word "county," in line 3, section 83.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 84 by striking out from lines 12 and 13 the words "for debts due such bank."

Which was adopted.

On motion of Mr. Langdon, section 85 was referred to select committee of two.

The Lieutenant Governor appointed as such committee Messrs. Langdon and Viehe.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 88 by adding thereto the following:

Or the bank may pay the tax due from any of its share holders and retain the amount thereof, with interest, from any subsequent dividend.

Committee's substitute for section 90 being read, Mr. Kramer offered the following:

Amend section 90 of the report of the committee by adding "s"

to the word "month," in line 2; strike out the word "March," in the same line, and insert "January and July" in lieu thereof; strike out the word "twelve," in line 4, and insert "six" in lieu thereof; insert the word "June," after the word "December," in line 5; strike out all of line 7 after the word "receipts."

Mr. Spann asked and obtained leave of absence for himself until Tuesday.

Mr. Langdon demanded division of question.

The part for semi-annual statements was adopted.

The second part refusing deduction of losses from gross receipts.

Ayes and nays were demanded by Messrs. Brown and Bundy.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Coffey, Davidson, Davis, Foster, Garrigus, Graham, Hostetter, Kramer, Lockridge, Macartney, Marvin, Poindexter, Rahm, Sayre, Traylor, Urmstan, VanVorhis, White, Woods, Woollen and Yancey. Ayes, 25.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Grubbs, Hefron, Kahlo, Keyser, Langdon, Leeper, Menzies, Owen, Poindexter, Ristine, Shaffer, Smith and Wilson. Nays, 15.

So second part was adopted.

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

THURSDAY MORNING.

MARCH 10, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. A. H. Carrier.

Pending the reading of Wednesday's Journal, on motion of Mr. Viehe, the further reading of the Journal was dispensed with.

Mr. Viehe offered the following amendment:

I move to amend section 88 by adding thereto the following: "or the bank may pay the tax due from any of its shareholders and retain the amount thereof, with interest, from any subsequent dividend."

Which was adopted.

Mr. Brown withdrew his motion to reconsider vote on passage of Senate Bill No. 211, entered on Monday.

On motion by Mr. Brown, House Concurrent Resolution for a joint convention this afternoon to witness burning of bonds, etc., was concurred in.

Senate resumed reading of House Bill No. 204.

Committee substitute as amended was adopted.

Commencing at section 91, committee substitute for section 91 was read.

Mr. Comstock offered the following:

I move to amend substitute for section 91 by striking out all after the word "companies," in line 10.

Mr. Wilson asked and obtained leave of absence for Mr. Coffey till Wednesday evening.

Mr. Yancey asked and obtained leave of absence for Mr. Benz for to-morrow.

Mr. Urmstan asked and obtained leave of absence for Mr. Compton on account of sickness.

Mr. VanVorhis asked and obtained leave of absence for Mr. Leeper until Wednesday.

Mr. Kramer asked and obtained leave of absence for Mr. Hostetter from to-morrow morning till Wednesday.

Mr. Bundy withdrew his substitute by consent of the Senate.

Question being on Mr. Comstock's amendment to the committee substitute.

Ayes and nays being demanded by Messrs. Comstock and Graham; roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Chapman, Comstock and Owen. Ayes, 4.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Bundy, Coffey, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Nays, 40.

So substitute was rejected.

Mr. Graham offered the following:

I move to amend the section by striking out the words "one dollar," in line 25, and insert in lieu thereof the words, "two dollars."

Ayes and nays being demanded by Messrs. Chapman and Graham, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Garrigus, Graham, Hostetter, Kramer, Poindexter and Wilson. Ayes, 6.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hefron, Henry, Howard, Hutchinson, Keyser, Langdon, Leeper,

Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 38.

So amendment was rejected.

Mr. Chapman offered the following amendment to the substitute:

Amend section 91 by inserting after the word "State," in line 12, the words, "and the amount of wages paid to employes within this State, and the amount paid for the purchase of tangible property within this State."

Which was rejected.

Mr. Grubbs offered the following:

I move to amend the substitute for section 91 by adding after the word "State," in line 12, the following clause: "or invests during each year in tangible property, subject to taxation, which shall be held and owned by such company within this State on the first day of April."

On motion, the Senate adjourned until 2 P. M.

AFTERNOON SESSION.

THURSDAY, March 10, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Messrs. Cauthorn and Carr, a committee on the part of the House, appeared at the bar of the Senate and announced that the House of Representatives was ready to receive the Senate in Joint Convention.

The Senate proceeded to the Hall of the House of Representatives.

The Lieutenant Governor called the Joint Convention to order and directed the Principal Secretary of the Senate to call the roll of the Senate.

Which being done, discovered the following Senators present and answering to their names:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey—41.

The Lieutenant Governor ordered the Principal Clerk of the House to call the roll of the House of Representatives, which being done discovered the following Representatives present and answering to their names:

Messrs, Akin, Baker, Barnett, Benham, Berryman, Buskirk, Cabbage, Carr of White, Carr of Whitley, Carter, Cauthorn, Chandler, Cooper, Compton, Cotton, Edwins, Fall, Fancher, Floyd, Franklin, Frazer, Gardner, Gibson, Gillum, Gilman, Gregory, Ham, Hamilton, Hammond, Hargrove, Hinton, Hottell, Huston, Iddings, Jackson, Johnson, Kain, Kenner, Kerr, Lee, Lindley, Linsday, Marshall, Mason, McClure, McCormick, McDowell, McIntosh, McSheehy, Meredith, Messick, Miles, Mitchell, Moody, Morgan, Murray, Neff, Null, O'Brien, O'Neal, Roberts, Robison of Decatur, Robinson of Ripley, Roelker, Ryan, Shields, Sinclair, Skinner, Smelser, Stewart, Sulzer, Sumner, Taylor of Lagrange, Taylor of Noble, Thompson, Vawter, Walker, Walz, Weaver, Wilson of Montgomery, Wilson of Morgan, Wright and Mr. Speaker. Total, 83.

The concurrent resolution creating the joint convention and the act of December 12, 1872, were read.

Mr. Viehe moved that the Secretary of the Senate and the Clerk of the House be directed to make a complete list of the bonds to be presented to a joint committee of the General Assembly.

Which was agreed to.

Mr. Chapman moved that the joint convention adjourn.

Which was adopted.

When the Senators returned to their chamber.

Question on Mr. Grubbs' amendment.

The ayes and nays being demanded by Messrs. Owen and Grubbs, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Grubbs, Kahlo, Langdon, Owen, Ristine, VanVorhis and Viehe. Ayes, 12.

Those who voted in the negative were:

Messrs. Bell, Brown, Davidson, Davis, Garrigus, Graham, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Smith, Traylor, Urmstan, White, Wilson, Woods, Woollen and Yancey. Nays, 28.

So the motion was rejected.

Mr. Langdon offered the following amendment:

Amend substitute for section 91 after the word "freight," in line 12, by inserting the words "or paid for services rendered."

Question on amendment.

The ayes and nays being demanded by Messrs. Chapman and Langdon, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, Grubbs, Kahlo, Langdon, Owen and Ristine. Ayes, 10.

Those who voted in the negative were:

Messrs. Bell, Brown, Davidson, Davis, Garrigus, Graham, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Nays, 30.

So the motion was rejected.

Question being on the committee's substitute for section 91.

The ayes and nays being demanded by Messrs. Langdon and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bundy, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo

Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Wilson, Woods, Woollen and Yancey. Nays, 34.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Brown, Davidson and Langdon. Nays, 5.

So the substitute was adopted.

Mr. Urmstan called up House Bill No. 453, the appropriation bill, and moved that the constitutional rule be suspended; that the bill be read a first and second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Marvin, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 35.

Those voting in the negative were:

Messrs. Benz and Wilson. Nays, 2.

So constitutional rule was suspended.

So House Bill No. 453 was read a first and second time by title only, and a third time by sections.

Question on the passage of the bill.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, White, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Chapman and Wilson. Nays, 2.

So bill passed.

Mr. Urmstan, by request, introduced Senate Bill No. 335, entitled:

An act concerning the re-location of county seats.

Which was read a first time and 100 copies ordered printed.

Mr. Wilson asked and obtained leave of absence for Mr. Poindexter for to-morrow.

Mr. Sayre asked and obtained leave of absence for Mr. Hostetter for to-morrow.

Mr. Keyser asked and obtained leave of absence for Mr. Howard for one week from to-morrow.

The committee's substitute for section 92 was read.

Mr. Comstock offered the following amendment:

I move to amend substitute for section 92 by striking out the word "or," in line 15, and inserting instead the word "and."

Which was adopted.

The committee's substitute for section 93 was read.

Mr. Comstock offered the following amendment:

I move to amend the substitute for section 93 by striking out the word "or," in lines 7 and 13, and inserting in lieu thereof the word "and."

Which was rejected.

Mr. VanVorhis moved to reconsider the vote by which section 92 was adopted.

Which was agreed to.

Question recurring on Mr. Comstock's amendment to section 92.

It was rejected.

The substitute for section 94 was read.

Mr. Brown moved to strike out substitute.

Which was rejected.

Mr. Traylor offered the following amendment:

Amend substitute for section 92 by striking out the word "two," in line 13, and insert in lieu thereof the word "one."

Mr. Chapman offered the following substitute for amendment:

Substitute for amendment by Senator Traylor: Strike out "one" and insert "four."

Which was rejected.

Mr. Brown moved to amend by making it 1½ instead of 2 per cent.

Which was rejected.

Mr. Henry moved to amend by making it 3 instead of 2 per cent.

Which was rejected.

Question on Mr. Traylor's amendment.

The ayes and nays being demanded by Messrs. Henry and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Comstock, Davis, Kramer and Smith. Ayes, 7.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Nays, 33.

So amendment was rejected.

Committee's substitute for section 94 was concurred in.

Mr. Menzies offered the following amendment:

I move to amend section 95 of the bill by striking out all after the word "June," in line 9, to the word "provided," in line 10, and insert the following, "to be sued for and recovered as in case of express, telegraph and telephone companies." And to strike out all after the word "paid," in line 15.

Which was adopted.

Mr. Menzies offered the following amendment to section 96:

I move to amend section 96 by striking out all after the word "recovered," in line 21, and insert the following: "As in case of express, telegraph and telephone companies."

Mr. Ristine offered the following substitute:

I move to amend section 96 by striking out the words, "as in section 94: *Provided,*" in line 21, and by substituting in lieu thereof the following: "In any proper form of action, in the name of the State of Indiana, on the relation of the Prosecuting Attorney; such penalty, when collected, to be paid into the County Treasury. And such Prosecuting Attorney, in every case of conviction, shall be allowed a docket fee of $10, to be taxed as costs in such action."

Which was adopted.

Amendment as amended adopted.

Report of committee, to strike out section 99, was read and concurred in.

The committee report, to strike out section 100, was read and concurred in.

The committee report, to strike out section 102, was read and concurred in.

The report of committee, to strike out section 108, was read.

Mr. Menzies offered the following amendment:

I move to amend section 108, as amended by the special committee, by striking out the word "using," in line 3 of the committee amendment, and inserting in lieu thereof the word "leasing."

Which was adopted.

The report, as amended, concurred in.

Mr. Urmstan offered the following amendment:

Amend section 103 by adding, after the word "turnouts," in line 2, the words "turn table."

Which was adopted.

The committee amendment to section 110 was concurred in.

Mr. Urmstan moved to adjourn.

The ayes and nays being demanded by Messrs. Brown, Bell, Foster, Benz and Marvin, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Foster, Majors, Poindexter, Urmstan, Viehe, Woods and Woollen. Ayes, 10.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Graham, Grubbs, Hefron, Henry, Kramer, Langdon, Macartney, Marvin, Menzies, Owen, Ristine, Sayre, Traylor, VanVorhis, White, Wilson and Yancey. Ayes, 20.

So motion was rejected.

Mr. Kramer asked and obtained leave of absence for Mr. Traylor from Tuesday to Tuesday, and that he was paired on all political questions with the Senator from Tippecanoe until that time.

Mr. Foster moved to adjourn.

The ayes and nays being demanded by Messrs. Shaffer, Henry, Owen, Benz and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Foster, Kramer, Macartney, Poindexter, Smith, Traylor, Urmstan, Viehe, Wilson and Woollen. Ayes, 12.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, VanVorhis, White, Wilson and Yancey. Nays, 19.

So the motion was rejected.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

MARCH 11, 1881.

The Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. F. Culver.

Pending the reading of Thursday's Journal, on motion of Mr. Henry, the further reading of the Journal was dispensed with.

Mr. Viehe asked and obtained leave of absence for Mr. Henry until Monday noon.

Mr. Hefron asked and obtained leave of absence for Mr. Foster until Monday, from noon to-day.

Mr. Brown asked and obtained leave of absence for Mr. Woollen. Mr. Traylor asked same for Mr. Kramer.

Mr. Hutchinson, from Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal would report that they have examined Senate Journal for Wednesday, March 9, 1881, and found the same to be correct.

Which was concurred in.

Mr. Viehe offered additional section to H. B. 204.

Mr. Graham moved to refer to select committee of three.

Which was agreed to.

The Chair appointed Messrs. Graham, Viehe and Macartney.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

House Bill No. 46: A bill providing for the consolidation in

each county of the Congressional Township funds, for the purpose of loaning the same and disbursing the interest thereof, etc.

House Bill No. 124: A bill relating to sales of real estate and personal property by infants, and providing for disaffirming said sales and the recovery of the property, and the restoration of the consideration therefor.

House Bill No. 126: A bill requiring all railroads running into or through the State to remove or destroy the rubbish or other combustible material that may accumulate on the right of way of said road.

House Bill No. 134: A bill to amend an act entitled, "An act authorizing the appointment of short-hand reporters for certain courts in this State."

House Bill No. 196: A bill to abolish the office in cities and incorporated towns in this State.

House Bill No. 197: A bill to amend an act entitled, "An act touching the relation of guardian and ward."

House Bill No. 202: A bill to amend the 126th section of an act entitled "An act providing for the election and qualification of Justices of the Peace."

House Bill No. 340: A bill to legalize Ordinance No. 63, passed by the Trustees of Edinburgh, Johnson county, Indiana, etc.

And the same are herewith submitted to the Senate for its action thereon.

I am also directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act, H. R., No. 453: An act to appropriate money to pay the expenses of the present special session of the General Assembly.

And the same is herewith submitted to the Senate for the signature of the President thereof.

The Lieutenant Governor announced his signature to House Bill No. 453.

Mr. Smith offered the following report from special committee:

The special committee appointed to secure rooms for the use of

the Senate committees during the special session, would report that they have contracted with the proprietor of the Grand Hotel that the Senate committees are to use the same rooms during the special session that they had in the Grand Hotel during the regular session, together with all the rights and privileges then attached. In consideration for said occupancy and use the proprietor of said hotel is to receive two-thirds of the amount paid for regular session, if in use forty days, and a pro rata amount for any less period.

M. C. SMITH,
W. G. SAYRE,
R. C. BELL,
Committee.

Which was concurred in.

The consideration of House Bill No. 204 was resumed, commencing at section 113.

Mr. Kramer moved to amend the bill by striking out section 114.

Which was adopted.

Mr. Viehe moved to substitute for section 114 the following: All tangible property of building, loan fund, and saving associations shall be listed, assessed and taxed as the like property in other cases; the secretary of any such association shall, between the first day of April and the first day of June in each year, furnish to the Assessor a statement, under oath, with reference to the first day of April of the current year, showing, *First*, the amount of money on hand or deposit.

Second, The amount and value of debts due the association.

Third, The amount due from the association, if any. The Assessor shall then assess the fair cash value of the intangible property of the association. Should any association fail to furnish the statement herein provided for, the Assessor shall make the assessment from any information he deems reliable. The taxes shall be assessed against the association and be paid and collected as in other cases, and every director who shall consent to any loan of its funds, or to making any other disposition thereof, when the taxes then assessed shall remain unpaid, shall be personally liable for the payment thereof, and the share holders shall not be taxed.

Which was adopted.

Mr. Chapman offered the following amendment:

Insert the words "and one-half" after the word "two," in line 1 of section 117.

Which was rejected.

Mr. Kramer offered the following amendment to section 115:

Amend section 115 by striking out the word "general," and insert instead the word "April;" strike out the word "four," in line 3, and insert in lieu thereof the word "two;" strike out, in line 18, the word "general," and insert "April" instead thereof.

Which was rejected.

Mr. Viehe offered the following amendment:

I move to amend section 119 by striking out the word "county," in line 3, and insert instead the word "township."

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend by striking out the words, "that may be made thereon," in lines 11 and 12.

Which was adopted.

Mr. Chapman moved to strike out section 121.

Which was rejected.

Mr. Viehe moved to amend section 125 as follows:

In line 2, strike out "county" and insert "township." In line 18, strike out "county" and insert "township." In line 27, strike out "or taxation."

Which was adopted.

Mr. Henry moved that section 125 be referred to a special committee of three.

Which was rejected.

Mr. Sayre moved to amend section 126 by striking out all after the word "thereto," in line 3.

Which was adopted.

Mr. Wilson moved that sections 125 and 127 be referred to a special committee of three.

Which was adopted.

The Chair appointed Messrs. Viehe, Chapman and Menzies.

Mr. Kramer offered an amendment, which was referred to special committee without reading.

Mr. Viehe moved when Senate adjourned at noon further consideration of tax bill be postponed until Tuesday afternoon.

Which was adopted.

Mr. Smith offered the following amedment:

I move to strike out all of section 118 between the word "taxation," in line 7, and the word "and," in line 14.

Which was referred to the special committee.

Mr. Bell offered the following:

I move to amend section 135 by inserting after the word "such," in line 23, the words "person and."

The committee report amended section 138 by striking out the words "and Township Assessors," in line 5 of printed bill.

Mr. Smith, from the Committee on Enrolled Bills, reported they have compared Senate Enrolled Act No. 175 with the engrossed bill and find the same correct.

Which was concurred in.

On motion, Senate adjourned.

AFTERNOON SESSION.

FRIDAY, March 11, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Shaffer offered a petition from citizens on the question of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Henry introduced Senate Bill No. 336: An act to amend section 1 of an act entitled, "An act providing for the protection of fish," etc.

Read first time and referred to Committee on Agriculture.

Resolved, That petitions, memorials and remonstrances may be filed by any Senator at any time, with the Secretary of the Senate, and referred to such committee as the Senator may designate, and have the same entered upon the Journal of the proceedings of the Senate.

Which lies over one day under the rules.

Mr. Chapman moved that House Bill No. 34 be recommitted to Special Committee on the Affairs of the city of Indianapolis.

The Chair appointed as such committee Messrs. VanVorhis, Marvin, Chapman, Kramer and Shaffer.

Mr. Woods, from the Committee on Insurance, reported on Senate Bill No. 304, recommending that it lie on the table.

On motion of Mr. Comstock, Senate Bill No. 306, entitled, an act concerning the Richmond and Liberty Turnpike Company, was read a second time, with committee report thereon, recommending that it do pass.

Which was concurred in.

Ordered engrossed.

Mr. Smith, from the Committee on Education, reported on Senate Bill No. 117, recommending that it be amended, and that when so amended it do pass.

Mr. Woods moved that Senate Bill No. 220 be read a second time, with committee report recommending the bill do pass.

Which was concurred in.

The Senate refused to order the bill engrossed.

Mr. Shaffer, from the Committee on Rights and Privileges, reported on Senate Bill No. 258, recommending the substitution of new matter, and that when so substituted it do pass.

Mr. Shaffer, from the Committee on Rights and Privileges, reported on Senate Bill No. 301, recommending that it be referred to the Committee on Claims.

Mr. Shaffer, from the Committee on Rights and Privileges, reported on Senate Bill No. 313, recommending that it do pass.

Mr. Graham moved that Senate Bill No. 81, entitled, an act defining the manner in which certain lands and other property within the limits of a city or incorporated towns may be taxed, etc., with

committee report, be referred back to the Senate, and recommend it do pass.

Which was concurred in, and bill ordered engrossed.

Mr. Wilson moved Senate Bill No. 264, a bill for the protection of fish, etc., with committee report recommending bill, do pass, with following amendments:

Strike out the word "and," in line 15, section 1, and insert in lieu thereof the words, "To which may be added."

Which was concurred in.

On motion of Mr. Chapman, Senate Bill No. 164, entitled, an act to amend "An act to incorporate the Indianapolis Insurance Company," approved February, 1836.

Was read a second time, with committee report thereon, recommending that it do pass.

Concurred in.

On motion of Mr. Kahlo, Senate Bill No. 219, entitled an act to protect freight and freight cars, etc., was read a second time, with committee report thereon recommending that it do pass.

Concurred in and ordered engrossed.

On motion of Mr. Grubbs, House Bill No. 340 was read first time and referred to Judiciary Committee.

On motion of Mr. Chapman, House amendments to Senate Bill No. 32 were read.

On motion of Mr. Langdon, the bill was referred to Committee on Judiciary, with House amendments.

On motion by Mr. Langdon, Senate Bill No. 177 was read second time, with committee report recommending that the bill do pass.

Which was concurred in.

Bill ordered engrossed.

On motion by Mr. White, Senate Bill No. 94 was taken up.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY AFTERNOON.

MARCH 15, 1881.

Senate met at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Pending reading of the Journal of Friday, Mr. Comstock moved that further reading be dispensed with.

House Bill No. 204 was resumed, commencing at section 139.

Mr. Chapman offered the following substitute for sections 139, 140 and 141 of the bill:

SEC. 139. It shall be the duty of such board at such meeting to inquire as to the valuation of the various classes of personal property in the respective townships and divisions of the county, and to make such changes, whether by way of increase or decrease, in such valuations as may be necessary to equalize the same as between the townships or divisions of townships, and to determine the rate per cent. to be added or deducted in order to make a just and equitable equalization. In the year in which real estate is assessed, it shall be the further duty of the board to make, in like manner, an equalization as to the value of the real property in the respective townships and divisions so as to conform throughout the county to a just and equitable standard, reference being had to the natural and artificial characteristics and surroundings and other elements of value. Such board shall also have power in proper cases to reduce or increase the valuation of any particular tract or lot, upon complaint being made to them; *provided*, that no increase shall be made, upon complaint of another, without notice to the owner, or his agent, if a resident of the county. Any general changes in the valuation of personal or real property in any township or division, shall be subject to the limitation contained in the next succeeding section.

Which was adopted.

Mr. Chapman offered the following substitute for section 142:

Such board may consider lands, town lots and city lots as sep-

arate classes, if necessary for the purposes of equalization, and determine a per cent. of addition or reduction for each or any of said classes within the respective townships, or as between the several townships or other divisions. The board shall have no power to reduce the aggregate valuation of all the townships below the aggregate valuation as made by the Assessors, nor increase the same beyond the amount actually necessary for a proper and just equalization. If the board shall find the aggregate assessment is too high or too low, or is generally so unequal as to render it impracticable to equalize the same, it may set aside the assessment of the whole county, or of any township or townships therein, and order a new assessment, with instructions to the Assessors to increase or diminish the aggregate assessment of their respective townships in such amount as the board may deem right and just and consistent with law.

Which was adopted.

Committee report on section 144 concurred in.

Mr. Bell moved to amend section 144 by striking out "July," in line 3, and inserting the word "June."

Which was adopted.

Mr. Bell moved to amend section 149 by striking out of line 3 the word "July," and inserting "June" instead.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 152 by striking out the words "to the county and," in line 6 of the printed bill.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 153 by striking out the words "the Auditors of the proper counties. The county" in line 5, and the words "to the county and," in line 6 of the printed bill, and by inserting the words "of such counties who" between the word "Auditor" and the word "shall," in line 6.

Which was adopted.

Committee report on section 158 was concurred in.

Mr. Chapman offered the following amendment:

Amend section 159 by inserting after the words "property has,"

in line 2 of printed bill, the words "from any cause," and by inserting after the word "omitted," in same line, the words "in whole or in part," and by striking out all that part of said section beginning with the words "or that any person," in line 4, and ending with the word "assessible," in line 12, and inserting in lieu thereof "or shall have been assessed at less than its proper valuation."

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has adopted the concurrent resolution of the Senate, making the joint rules of the late regular session govern the two Houses in the business of this session.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 172: A bill to require railroad companies to cause the destruction of Canada thistles and other noxious weeds on and along their roads.

Engrossed House Bill No. 193: A bill to amend an act entitled "An act providing for the settlement of decedents' estates, prescribing the rights and duties of officers connected with the management thereof and heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852, and to repeal section 70 of said act.

Engrossed House Bill No. 195: A bill to enable two or more agricultural, horticultural or mechanical societies to consolidate with each other, and to confer upon the consolidated companies the same rights and powers as those of the original societies.

Engrossed House Bill No. 227: A bill to amend sections 3, 8 and 11, and to repeal sections 5, 6 and 7 of an act entitled, "An act to provide for electing Electors for President and Vice President of the United States," approved May 20, 1852.

And the same are herewith submitted to the Senate for its action thereon.

The Lieutenant Governor appointed same committee (as Joint Committee) as last session, except Mr. Urmstan in place of Mr. Foster on Enrolled Bills.

Mr. Viehe offered the following amendment to the amendment:

MR. PRESIDENT:

I move to amend the amendment by striking out the words "or shall have been assessed at less than its proper valuation."

Which was adopted.

Amendment as amended adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 160, clause 4, by adding thereto the following: "but when personal property is required to be listed in a township different from that of the owner's residence, it shall be taxed in the township where listed."

Which was adopted.

Mr. Chapman offered the following amendment to the amendment:

Provided, That no person other than the officials provided for in this law shall be employed by the County Commissioners to discover omitted property.

Mr. Graham withdrew his amendment.

Mr. Chapman's amendment was adopted.

Mr. Chapman offered the following amendment:

Amend section 163 by inserting the words "in ink" after the words "to write," in line 5 of the printed bill.

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend section 170 by striking out all between the word "be," in line 5, to the word "and," in line 6, and insert the words "shall be included in the first installment;" also, by striking out all between the word "us," in line 6, to the word "shall," in line 7, and insert the words "the first installment."

Which was adopted.

Mr. Bell offered the following amendment:

Amend section 162 by striking out the words "for any," in line 5, and also "preceding years," in line 6, and inserting in lieu thereof the words "specifying the years;" also strike out the word "and" after the word "unpaid," in line 6, and insert the words

" with the proper;" also strike out the words "of ten per cent.," in line 6; also insert after the word "same," in line 6, the word "added."

Which was adopted.

Mr. Foster moved to strike out all of section 171.

Which was rejected.

Mr. Chapman offered the following amendment:

Amend section 172 by striking out the words, "for which he claims credit," in line 3, and insert the words, "that he has"

Which was rejected.

Mr. Grubbs offered the following amendment:

I move the following substitute for section 172: "SEC. 172. County Auditors shall not be authorized to credit the Treasurer with any uncollected delinquency for which he claims credit, unless such Treasurer shall show, by proper returns, as above provided, that he has diligently sought for and has been unable to find any personal property from which to collect such taxes, or that, having made a levy, he was enjoined, or otherwise prevented, from making sale or collection by a court of competent jurisdiction, and in all cases where he has failed to make demand upon residents who are delinquent, or to levy and sell when personal property can be found in the county out of which to make the tax, he shall be liable on his official bond for such uncollected delinquency, and ten per cent. damages thereon.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 176 by striking out that part beginning with the words, "It shall not," in line 30 of printed bill, and ending with the words, "from the rest and," in line 6.

Mr. Urmstan offered the following amendment:

Amend section 178 by striking out all after the word "with," in line 5 of printed bill, and insert the following penalties, as follows, to wit: "Where the amount for which said property is sold is $25, or less, twenty per cent penalty, over $25 and less than $50, fifteen per cent penalty, and $50 and over, ten per cent penalty.

Mr. Foster moved to strike out section 178.

Which was agreed to.

Mr. Spann moved to strike out section 179.

Which was agreed to.

Mr. Viehe offered the following amendment:

Amend section 180 by adding thereto "and expenses for taking care of property levied on."

Which was adopted.

Mr. Chapman offered the following amendment:

I move to amend section 181 by substituting the word "demand" for the word "obtain," in line 1 of the printed bill.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section No. 181 by striking out the words "and building and loan fund associations."

Which was adopted.

Mr. Menzies moved to strike out section 182.

Which was agreed to.

Mr. Menzies moved to strike out section 184.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 187 by striking out the words "and the County Treasurer of the county to which such delinquent has removed is required to collect the same from such delinquent taxpayer," in lines 9 and 10.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 191 by striking out, beginning with the words "shall be collected," in line 15, and ending with the words "no property," in line 17.

Which was adopted.

Mr. Bell offered the following amendment:

Amend section 193 by striking out the words "preceding section," in line 5, and inserting in lieu thereof the words "provisions of this act."

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 199 by striking out the words "duly countersigned," in line 3.

Which was adopted.

Mr. Bell offered the following amendment:

Amend section 203 by inserting, before the word "amount," in line 5, the word "total."

Which was adopted.

Mr. Bell offered the following amendment:

Amend section 204 by striking out the word "he," in line 19, and insert the words, "the Treasurer."

Which was adopted.

Committee report on section 206 was read.

Mr. Bundy offered the following amendment to section 206:

I move to amend the report of the committee by striking out the word "twenty-five," and inserting in lieu thereof the word "thirty."

Mr. Brown offered the following amendment:

I move to amend the amendment by striking out the word "thirty," and inserting the word "fifty."

Which was rejected.

Mr. Foster offered the following substitute:

Amend as follows: Strike out the words "twenty-five," and insert the words "thirty-five."

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 393: A bill concerning public offenses and their punishment.

And the same is submitted to the Senate for its action thereon.

Report of the committee on amendment concurred in.

Mr. Bell offered the following amendment:

Amend section 205 by inserting after the word "year," in line 7, the words "including current and delinquent taxes on personal property."

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 206 by adding, after the word "description," in line 16, the following: "and the same to include the heading and Auditor's certificate."

Mr. Grubbs offered the following substitute:

I move as a substitute: "And no additional fee shall be charged for the headings or Auditor's certificate."

Mr. Urmstan withdrew his amendment.

Mr. Brown offered the following as a substitute for the pending amendment:

"That for the publication of the heading and Auditor's certificate to such list there shall be allowed the same compensation paid for legal advertising which is set solid."

Mr. Menzies moved to adjourn.

The ayes and nays being demanded by Messrs. Bundy, Spann, VanVorhis, Foster and Menzies, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Chapman, Graham, Hefron, Langdon, Marvin, Menzies, Poindexter, Urmstan, Voyles and Yancey. Ayes, 12.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Comstock, Foster, Garrigus, Graham, Hart, Kahlo, Keyser, Leeper, Owen, Ristine, Spann, Voyles and White. Nays, 16.

No quorum voting.

Senate adjourned.

THOMAS HANNA,
President of Senate.

WEDNESDAY MORNING.

MARCH 16, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Pending the reading of Tuesday's Journal, on motion of Mr. Bundy, the further reading of the Journal was dispensed with.

On motion of Mr. Hefron, 100 copies of Senate Bill No. 8 were ordered printed.

On motion of Mr. Comstock, 200 copies of the House amendments to House Bill No. 393, were ordered printed.

Mr. Ristine asked and obtained leave of absence for Mr. Macartney on account of sickness.

Mr. Graham asked and obtained leave of absence for Mr. Spann till to-morrow evening.

Mr. Grubbs offered the following resolution:

Resolved, That the pay of the Pages of the Senate during the special session be and is hereby fixed at the rate of $2 per day for the time actually employed.

Which was adopted.

Mr. Chapman called up his resolution concerning petitions heretofore rendered.

Which was adopted.

Mr. Viehe offered the following resolution:

Resolved, That the Treasurer of State be requested to report to the Senate, as soon as practicable, the number of bonds or certificates of stocks which have been redeemed under the provisions of an act of the General Assembly, approved December 12, 1872, the principal of each, the amount of principal and interest paid and the date of payment of each bond; and, further, that he report to the Senate whether all the bonds or stocks redeemed have been

cancelled and the coupons marked, as required by a joint resolution of the General Assembly, approved February 25, 1873, and if they have not all been so cancelled and marked, that then he report the number not cancelled and a description thereof, and the date when each not cancelled was redeemed.

A copy of this shall immediately be sent to the State Treasurer.

Which was adopted.

House Bill No. 204.

Question being on Mr. Brown's substitute for Mr. Grubbs' amendment.

Mr. Voyles offered the following substitute for the amendments:

I move, as a substitute for section 206 the following:

"Sec. 206. The Auditor shall cause a notice to be published in some weekly newspaper published and circulated in his county, for four weeks next before the first Monday of March in each year, and such notice shall be, in substance and form, as follows, viz:

"Notice is hereby given that a list of lands and lots returned and remaining delinquent in this county on account of non-payment of taxes, can be found in my office, and the same will remain open for inspection until the first day of March of this year, and on said day, between the hours of 10 o'clock A. M. and 4 o'clock P. M., such lands as are so delinquent will be sold in due form of law, at the court house door of this county, and in the event all delinquent lands can not be sold on said day, such sale will be continued from day to day, between such hours, until all such lands are sold.

"————————, *Auditor* ———— county.

"No other notice of delinquent lands and the sale thereof shall be given. The publisher of such notice shall be allowed a reasonable compensation for such notice."

Question on substitute.

The ayes and nays being demanded by Messrs. Voyles and Kramer, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Kramer, Lockridge, Majors, Menzies, Poindexter, Rahm, Shaffer, Voyles, White and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Brown, Benz, Bundy, Foster, Hefron, Hutchinson, Keyser, Langdon, Marvin, Owen, Ristine, Smith, Urmstan, Van Vorhis, Wilson and Woods. Nays, 17.

So the substitute was adopted.

Mr. VanVorhis moved that section 230 be amended by adding after the word "one," in line 5, the words "provided that the County Auditor shall not be compelled to include more than six distinct tracts or parcels in one deed."

Which was adopted.

Mr. Viehe moved to amend section 239 as follows:

Strike out "the holder of the equity of redemption," in line 16, and insert the word "owner." Strike out the words "of the equity of redemption," in lines 18 and 19.

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That the memorial and claim of John Martin, contractor, in which he claims the sum of $67,377.15, balance due him for brick work on the Indiana Hospital for the Insane, department for women, be referred to the Judiciary Committee of the Senate, jointly with the Judiciary Committee of the House of Representatives, for examination.

Mr. Menzies moved to strike out section 242 of the bill.

Which was adopted.

Mr. Viehe moved to strike out section 245 of the bill.

Which was adopted.

Mr. Chapman moved to amend section 247 by adding thereto the following words, to wit: "And that the sale shall be without the benefit of appraisement laws."

Which was adopted.

Mr. Marvin moved to strike out "ten" and substitute the word "eight."

Which was adopted.

Mr. Viehe moved to strike out the words "two hundred and forty-four," in line 4 of section 247, and insert in lieu thereof the words "immediately preceding the last section," and insert the word "the" after the word "in," in line 3.

Which was adopted.

Mr. Brown moved that Senate Bill No. 335 be referred to the Committee on County and Township Business.

Which was agreed to.

Mr. Viehe moved to amend sections 173 and 175 as follows: Strike out all between the word "property," in line 1, and the words "the delinquent," in line 3.

Add to the section the following: If such bond be not given he shall cause the property to be removed from the place the same is levied on, and to be stored in some secure place in his own name as Treasurer. Also moved to amend section 175 by striking out the word "sixty" and insert in place thereof the word "ten."

Which was concurred in.

Mr. Viehe moved to amend section 191 as follows: Strike out the word "their," in line 4, and insert the word "his." Strike out all between the word "pay," in line 4, and the word "when," in line 5, and insert the following, "any installment of taxes when due."

Which was adopted.

Mr. Poindexter moved House Bill No. 316 be referred to the Committee on County and Township Business.

Which was adopted.

Mr. Chapman moved to amend by striking out the word "county," in line 2, of section 248 of printed bill.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 249 by striking out all between the word "time," in line 4, and the word "and," in line 6.

Mr. Bell moved to amend section 249 by striking out the words "such Treasurer," in line 8, and inserting in lieu thereof the words "the officer by whose act or omission such damages have been caused."

On motion, Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, March 16, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor in the Chair.

The Senate resumed Senate Bill No. 204, commencing at section 249.

Mr. Viehe withdrew his amendment in favor of Mr. Bell's amendment.

Which was adopted.

Mr. Comstock offered the following resolution:

Resolved, That the Clerk of the House of Representatives is respectfully requested to furnish the Secretary of the Senate with copies of House amendments of House Bill No. 393.

Which was adopted.

Mr. Chapman moved that the concurrent resolution concerning the memorial and claim of John. Martin, etc., be concurred in.

Mr. Grubbs moved to strike out all of section 250 after the word "state," in line 24 thereof, for the reason that the matter therein embraced is covered by the provisions of section 172.

Which was adopted.

Mr. Viehe moved to amend section 250 as follows:

Insert in line 20, after the word "the," the words "tax and."

Which was adopted.

Mr. Garrigus offered the following amendment:

After word "returns," insert "verified by his oath or affirmation."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 170 by striking out all after the word "collection," in line 11, and insert the following instead thereof: "And if such taxes remain delinquent at the succeeding first Monday in November, there shall be a penalty of six *per centum* added to all such taxes that became delinquent at the preceding April and November settlements, and a penalty of ten *per centum* shall be added to the current delinquency occurring on the first Monday in November only."

Which was adopted.

Mr. Menzies moved to amend section 250 of the bill by striking out the words "fifteenth day of November," in line 19, and inserting the words "second Wednesday of November."

Which was adopted.

Mr. Viehe moved to strike out section 257.

Which was adopted.

Mr. Menzies moved to amend section 258 by striking out the word "conclusive," and inserting in lieu thereof the words "*prima facie*."

Which was adopted.

Mr. Viehe moved to strike out section 262.

Which was adopted.

Mr. Comstock moved to amend section 260 by striking out the words "or his sureties," in line 3.

Mr. Grubbs moved to amend by striking out section 260.

Which was adopted.

Mr. Wilson moved to amend section 253 by inserting the following words immediately after the word "shall," in line 4, viz: "together with the amount due the State."

Which was adopted.

Mr. Menzies moved to strike out section 263 of the bill.

Which was adopted.

Mr. Bundy moved to strike out section 271.

Which was lost.

Mr. Bell offered the following amendment:

I move to strike out sections 272 and 273 of the bill as printed.

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 276 by striking out all of said section after the word "deed," in line 11.

Which was lost.

Special Committee report on section 283, amending said section by inserting after the word "taxes," in line 1 of the printed bill, the words, "and all penalties."

Mr. VanVorhis moved that amendment proposed by committee to section 283 be amended by adding after the word "penalties" the words, "and any right to from tax sales."

Which was adopted.

Report as amended concurred in.

The committee report on section 284, recommending its amendment by inserting after the word "act," in line 1 of the printed bill, the following: "concerning the assessment, levying and collection of State and county tax,"

Was read and rejected.

Mr. Chapman offered the following substitute:

SEC. 285. Cities shall be governed by the provisions of this law in regard to the matters embraced therein, so far as the same are applicable, and the duties required by the terms of the act to be done by the county officers shall be performed by the corresponding officers of each city, in regard to the listing and valuation of property, and the assessment and collection of taxes, and all matters pertaining thereto: *Provided*, That all city taxes shall be paid on or before the third Monday in April in each year; *and provided further*, That in any city in which the office of city assessor shall be abolished, the assessment of real and personal property, as made and returned by the township assessor, shall serve as the assessment for city purposes. And the proper city officers shall have access to the assessor's books in the County Auditor's office for the purpose of

transcribing therefrom a list of the property assessed, as the same shall have been equalized by the Board of Equalization.

The ayes and nays being demanded by Messrs. Bell and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Poindexter, Ristine, Shaffer, Smith, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Bell, Bundy, Foster, Hefron, Hostetter, Hutchinson, Majors, Urmstan and Woollen. Nays, 9.

So substitute was adopted.

Mr. Viehe moved to amend section 170 by striking out the words "of taxes returned delinquent," in line 10, and insert the words, "of any installment not paid when due."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend the amendment to section 250 by striking out "the second Tuesday in November," and insert in lieu thereof "the first Monday in November," in line 19.

Which was adopted.

Mr. Menzies called up deferred question on report of committee on section 138.

Mr. Urmstan offered the following substitute:

MR. PRESIDENT:

I offer the following as a substitute for the amendment proposed by the committee to section 138: Amend section 138 by striking out all after the word "county," in line 4, up to and including the word "Assessors," in line 5, and insert in lieu thereof the following words: "and four free holders selected from different parts of the county, to be appointed by the Judge of the Circuit Court."

Which was adopted.

Mr. Bundy offered the following amendment to committe report:

Amend substituted section 138 by adding, "and said free holders shall receive as a compensation for their services the sum of $2.50 each per day, while actually employed, not to exceed fifteen days in any one year.

Which was adopted.

Report of committee concurred in.

Mr. Urmstan moved to amend section 138 by adding after the word "property," in line 19, the following: "*Provided*, That said freeholders shall hold their office for the term of four years from the time of said appointment."

Which was rejected.

Mr. Kramer moved to amend section 119 by adding thereto the following:

"There shall be elected, at the general election to be held in 1884, in every county of the State, a County Assessor, to appraise the real property of each county, and the Board of County Commissioners shall determine the time to be allowed such appraiser for the completion of such work, and such appraiser shall be allowed $2.50 per day for each day's work."

Mr. Viehe offered the following report for special committee:

MR. PRESIDENT:

Your committee, to whom was referred a proposed amendment to section 119, has had the same under consideration, and recommend that the amendment be not adopted.

Which was concurred in.

Mr. Chapman, from Special Committee, reported on section 127, recommending substitution of new matter.

Which was concurred in.

Mr. Graham, from the Special Committee, consisting of Messrs. Viehe, Macartney and Graham, reported on the additional section proposed to House Bill No. 204 by Senator Viehe, recommending that it be amended, and that when so amended it be adopted.

Which was concurred in.

Mr. Chapman offered the following:

MR. PRESIDENT:

The Special Committee, to which was referred section 125, have concluded to recommend that the section stand as it is now written in the bill.

Which was concurred in.

Mr. Rahm moved to reconsider the vote by which the substitute for section 206, offered by the Senator from Washington, was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Resolved, by the House of Representatives, the Senate concurring, That a committee of five be appointed, three from the House and two from the Senate, to consider the expediency of consolidating the State prisons and thereby lessen the expense of maintaining the same. Said committee shall make a thorough investigation, financially, of each institution, and shall also ascertain the cost of such consolidation, and report at an early day to the respective Houses of this General Assembly.

And the Speaker has appointed Messrs. Roelker, Furnas and Carr of Whitley on the part of the House.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 140:

A bill to authorize the election of women to school offices.

Engrossed House Bill No. 237: A bill concerning landlord and tenant.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Bell asked and obtained leave of absence for Mr. Graham for to-morrow, and they have paired on all political questions.

Mr. Bischowsky, from the Committee on Supervision and Inspection of the Journal, would report that they have examined the Senate Journal for Friday, March 11, and Tuesday, March 15, 1881, and found the same to be correct.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Senate.

THURSDAY MORNING.

MARCH 17, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. G. H. Elgin.

Pending the reading of Wednesday's Journal, on motion of Mr. Bundy, the further reading of the Journal was dispensed with.

Mr. Comstock offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That the Committee on Fees and Salaries of the two Houses are hereby instructed to draft and report, and at the earliest day practicable, a bill fixing the fees and salaries of public officers.

Mr. Brown offered the following:

WHEREAS, The compiler of the brevier reports has been on instant duty every hour of every session of the Indiana Legislature for twenty-one years last past; and,

WHEREAS, Such constant consecutive service has no parallel in the history of this commonwealth; therefore, commemorating the attainment of his majority year since entering this legislature,

Resolved, That W. H. Drapier is authorized to continue the brevier Legislative reports at the same price and the same number of copies furnished by him to every General Assembly since 1857, for seventeen years.

Which, on his motion, was referred to Committee on Judiciary.

Mr. Chapman offered the following resolution:

Resolved, That so soon as the bill No. 204 is passed to third reading the Senate will proceed to the regular order of transacting business under rule 54, except that the afternoon sittings shall be exclusively given to the consideration of bills reported from the Committee on Revision in such order and between such bills as the Senate shall order.

Which was adopted.

House Bill No. 204 resumed.

Question on reconsidering vote adopting substitute to section 206.

Ayes and nays were demanded by Messrs. Voyles and Bundy.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Foster, Hefron, Hostetter, Hutchinson, Keyser, Langdon, Leeper, Macartney, Marvin, Owen, Ristine, Sayre, Smith, Urmstan, VanVorhis, White, Woods and Woollen. Ayes, 23.

Those who voted in the negative were:

Messrs. Briscoe, Chapman, Comstock, Davidson, Davis, Garrigus, Grubbs, Hart, Henry, Kahlo, Kramer, Lockridge, Menzies, Poindexter, Rahm, Shaffer, Viehe, Voyles, Wilson and Yancey. Nays, 20.

So motion to reconsider was adopted.

Question on the adoption of the substitute.

The ayes and nays being demanded by Messrs. Kramer and Briscoe, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hart, Henry, Kahlo, Kramer, Lockridge, Majors, Menzies, Owen, Poindexter, Rahm, Shaffer, Viehe, Voyles, Wilson and Yancey. Ayes, 23.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Foster, Hefron, Hostetter, Hutchinson, Keyser, Langdon, Leeper, Macartney, Marvin, Ristine, Sayre, Smith, Urmstan, VanVorhis, White, Woods and Woollen. Nays, 22.

So substitute was again adopted.

Mr. Hefron offered the following:

I move to amend the bill by adding the following new section thereto, to follow section 137:

"Sec. ——. If any Assessor or Deputy Assessor shall fail or

neglect to administer to any person by him assessed any oath required by this act to be administered, he shall forfeit and pay to the State of Indiana, for the use of the school fund, the sum of $20 for each case of such omission and neglect, which may be recovered by an action in the name of the State of Indiana, on relation of the Prosecuting Attorney, before any Justice of the Peace of the county, together with the costs of such action."

Which was adopted.

On motion of Mr. Brown, the substitute to section 206 was amended by inserting the syllable "Mon," before the word "day," where it occurs in the notice.

Mr. Kramer offered the following substitute for sections 239, 240, 241, 242 and 243:

Strike out the above named sections, and substitute new matter.

The ayes and nays were demanded by Messrs. Kramer and Woollen, and roll being called, resulted as follows.

Those voting in the affirmative were:

Messrs. Brown, Compton, Davidson, Davis, Hart, Kahlo, Majors, Rahm, VanVorhis, Voyles, Woollen and Yancey. Ayes, 12.

Those voting in the negative were:

Messrs. Bell, Benz, Bundy, Chapman, Comstock, Garrigus, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Langdon, Lockridge, Macartney, Menzies, Poindexter, Ristine, Sayre, Shaffer, Smith, Urmstan, Viehe, White and Woods. Nays, 25.

So the amendment was rejected.

Mr. Sayre, from the special committee to whom was referred section 57 of House Bill No. 204, recommended certain amendments, and when so amended it be adopted.

Which was concurred in.

Mr. VanVorhis offered the following amendment:

I move to amend section 91 by inserting after the word "express," in line 3, the words "or contract with any railroad company or the managers, lessees, agent or receiver thereof." Strike out the words "the ordinary lines of," in line 3, and insert instead thereof "railroad companies engaged in the ordinary."

Which was adopted.

Mr. Hefron offered the following:

I move to strike out section 117 and substitute in lieu thereof the following: "For their services the township assessors shall receive as compensation in the years that the personal property is alone assessed, ten cents for each person's property listed and assessed and liable for taxation in each city and town, and fifteen cents per list for all other persons' property listed and liable to be assessed in the townships; and in the years that the real estate is appraised, they shall receive for their services $2 per day, to be paid to them from the county treasury, upon the warrant of the County Auditor, and they shall receive no extra allowances for services, and all deputies shall receive the same compensation as herein provided for the assessors."

Mr. Kramer offered the following amendment to the amendment:

Amend the amendment by allowing in cities and towns 7½ cents per list and in the township 15 cents per list.

Which was rejected.

Substitute agreed to.

Mr. Bell moved to strike out section 153 of the printed bill.

Which was lost.

Mr. Hefron moved the following amendment:

MR. PRESIDENT:

I move to amend section 147 by striking out the word "three," in line 1, and inserting in lieu thereof the word "four."

Which was adopted.

Mr. Garrigus offered the following amendment:

Amend secton 228 by inserting after the word "specified," in line 29, "said (naming the person or persons in whose name such real estate is returned delinquent) had no personal property in said county out of which said taxes could have been collected."

Question being on the adoption of the amendment.

The ayes and nays being demanded by Messrs. Bell and Benz, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton,

Garrigus, Hart, Hutchinson, Keyser, Langdon, Majors, Owen, Shaffer, Smith, VanVorhis, Voyles and Wilson. Ayes, 18.

Those who voted in the negative were:

Messrs. Bell, Benz, Comstock, Davidson, Davis, Foster, Grubbs, Hefron, Hostetter, Kramer, Lockridge, Macartney, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Urmstan, Viehe, White, Woods, Woollen and Yancey. Nays, 24.

So the amendment was rejected.

Mr. Viehe offered the following report for the Special Committee:

MR. PRESIDENT:

Your committee to whom was referred a proposed amendment to section 118, have had the same under consideration and recommend that it be not adopted.

Which was concurred in.

Mr. Keyser offered the following amendment:

MR. PRESIDENT:

I move to amend section 214 of the printed bill by striking out the word "ten," in line 5, and insert the word "five;" also to strike out the word "fifteen," in line 7, and insert the word "eight," and strike out the words "twenty-five," in line 9, and insert the word "twelve."

Which was rejected.

Amendment ordered engrossed.

Mr. Brown moved to reconsider vote refering to the striking out of section 153.

Question on striking out the section.

Ayes and nays being demanded by Messrs. Brown and Garrigus, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Foster, Grubbs, Henry, Kahlo, Keyser, Langdon, Lockridge, Macartney, Menzies, Rahm, Smith, VanVorhis, Viehe, Woods and Woollen. Ayes, 20.

Those who voted in the negative were:

Messrs. Briscoe, Compton, Comstock, Davidson, Davis, Garrigus, Hart, Hostetter, Kramer, Majors, Marvin, Owen, Ristine, Sayre, Shaffer, Voyles, White, Wilson and Yancey. Nays, 19.

So motion to strike out was adopted.

Mr. Woods' petition for constitutional amendment prohibiting liquor traffic, from Lake and Porter counties, was referred to Committee on Temperance.

On motion Mr. Menzies' amendment was ordered engrossed.

On motion the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, March 17, 1881.

Senate assembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Viehe offered the following resolution:

Resolved, That a committee of five be appointed to examine what legislation is needed concerning the settlement and distribution of decedents' estates, and that the committee report by bill or otherwise.

Which was adopted.

The Chair appointed as such committee Messrs. Viehe, Grubbs, Henry, Garrigus and Voyles.

Mr. Wilson asked and obtained leave of absence for the Committee on Finance for the afternoon.

Mr. Comstock moved to take up House Bills on first reading.

Which was agreed to.

Engrossed House Bill No. 50, entitled:

A bill to require the keepers of certain hotels or lodging houses to provide certain protections against fire, etc.

Was read a first time and referred to the Committee on Rights and Privileges.

Mr. Menzies asked and obtained leave of absence for Mr. Yancey for the afternoon.

Engrossed House Bill No. 112, entitled:

A bill providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties, etc.

Was read a first time and referred to the Committee on Judiciary.

Mr. Henry moved to suspend the constitutional rule and read bill by title only.

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Davidson, Garrigus, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Menzies, Rahm, Ristine, Shaffer, Van Vorhis, Viehe, Voyles and Woollen. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Benz, Compton, Comstock, Davis, Foster, Macartney, Majors, Marvin, Poindexter and Spann. Nays, 11.

So motion was rejected.

Engrossed House Bill No. 205:

Relating to insanity inquests, etc.

Read first time and referred to Committee on Benevolent Institutions.

Mr. Hutchinson presented the petition of certain citizens on the subject of woman suffrage.

Which was referred to the special committee without reading.

Engrossed House Bill No. 194, entitled:

A bill to fix the ownership of property held for school purposes.

Was read a first time and referred to the Committee on Education.

Engrossed House Bill No. 191:

Relating to amending section 120, of Justices of the Peace, approved June, 1852.

Read first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 122, entitled:

An act amendatory of the act prescribing certain duties and powers of County Commissioners and other officers, etc.

Was read a first time and referred to the Committee on County and Township Business.

Engrossed House Bill No. 192:

Relating to amending section 8 of the Justice of the Peace act, approved June 9, 1852, and March 11, 1861.

Which was referred to the Judiciary Committee.

Engrossed House Bill No. 198, entitled:

An act amending section 8 of an act, approved June 17, 1852, relating to trustees of voluntary associations holding and conveying real estate, etc.

Was read a first time and referred to the Committee on Judiciary.

Mr. Comstock moved to take up Senate Bill No. 325.

Which was rejected.

Engrossed House Bill No. 69, entitled:

An act providing for the security and payment of laboring men, etc., and giving them liens, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 201:

Relating to county prisons.

Read first time and referred to the Committee on County and Township Business.

Engrossed House Bill No. 271:

Relating to Clerks of the General Assembly.

Read first time and referred to the Committee on Fees and Salaries.

Engrossed House Bill No. 200, entitled:

An act amending the act of May 14, 1852, relating to decedents and apportionment of estates, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 7:

Relating to providing for the protection of quails and pheasants, prescribing penalties, etc.

Read first time and referred to the Committee on Rights and Privileges.

Engrossed House Bill No. 65, entitled:

An act legalizing the incorporation of Union Christian College, of Merom, Indiana, etc.

Was read a first time.

Mr. Chapman moved that the constitutional rule be suspended, and that the bill be read a second time by title and a third time by sections and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Majors, Marvin, Menzies, Ristine, Sayre, Shaffer, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Woollen. Ayes, 28.

Those voting in the negative were:

Messrs. Comstock, Davidson, Garrigus, Lockridge, Macartney and Poindexter. Nays, 6.

So the motion was rejected.

Engrossed House Bill No. 141:

Regulating the sale of iron, brass or other worn or scrap metal by railroad companies.

Referred to Committee on Railroads.

Engrossed House Bill No. 199, entitled:

An act amending "An act relating to wills," etc., approved May 31, 1852.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 48:

Amendatory of an act, approved June 14, 1852, concerning enclosures, trespassing animals and partition fences.

Referred to Committee on Agriculture.

Engrossed House Bill No. 17, entitled:

An act establishing a Superior Court for the county of Vigo, etc.

Was read a first time and referred to the Committee on Organization of Courts.

Engrossed House Bill No. 435:

Repealing an act providing for the payment of sundry bonds and stocks of Indiana, etc.

Read first time and referred to the Judiciary Committee.

Engrossed House Bill No. 53:

Relating to the sounding of locomotive whistles, etc.

Was read a first time and referred to the Committee on Railroads.

Engrossed House Bill No. 101:

Repealing the 19th section of an act establishing a Female Prison and Reformatory Institution.

Read first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 102, entitled:

An act amendatory to the act establishing a House of Refuge for Juveniles, etc.

Was read a first time and referred to the Committee on Benevolent Institutions.

Engrossed House Bill No. 81, entitled:

An act refunding to Benton county a portion of extraordinary expenses incurred in the trial of James L. McCullough, etc.

Was read a first time and referred to the Committee on Claims.

Engrossed House Bill No. 88:

Authorizing the sale of plank, macadamized, etc., roads under execution, and empowering purchasers to reorganize.

Read a first time and referred to the Committee on Corporations.

Engrossed House Bill No. 340:

Relating to the town of Edinburgh, Johnson county, legalizing ordinances, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 126:

Requiring railroads to remove or destroy rubbish along their lines of road.

Read a first time and referred to the Committee on Railroads.

Engrossed House Bill No. 134, entitled:

An act amendatory of the act concerning the employment of short-hand reporters, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 196:

Abolishing office of City and Town Assessor.

Read a first time and referred to Committee on Judiciary.

Engrossed House Bill No. 124:

Relating to sales of personal and real property by infants.

Read a first time and referred to Committee on Judiciary.

Engrossed House Bill No. 202, entitled:

An act amending section 136 of Justice of the Peace act of June 9, 1852, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 46:

Consolidating the congressional township funds for the purpose of loaning, etc.

Read a first time and referred to Committee on County and Township Business.

Engrossed House Bill No. 197, entitled:

An act amending guardian and wards, act of June 9, 1852, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 172:

Requiring railroad companies to destroy Canada thistles and other noxious weeds along their line of roads, etc.

Was read a first time and referred to the Committee on Railroads.

Engrossed House Bill No. 193:

Relating to amending acts of June 17, 1852, repeals section 70 thereof relating to decedents' estates.

Read a first time and referred to Committee on Agriculture.

Engrossed House Bill No. 195:

For the consolidation of two or more agricultural societies, etc.

Was read a first time and referred to the Committee on Agriculture.

Engrossed House Bill No. 227:

Relating to Presidential electors, etc.

Read first time and referred to the Committee on Judiciary.

Engrossed House Bill No 140:

Authorizing the election of women to school offices.

Read first time and referred to Committee on Rights and Privileges.

Engrossed House Bill No. 237:

Concerning landlord and tenant, etc.

Was read a first time and referred to the Committee on Revision of the Laws.

House Concurrent Resolution:

Taxing treasury notes by States, counties, etc.

Referred to Committee on Rights and Privileges.

House Concurrent Resolution:

Authorizing special commissioners to look up $150,000 reported by Treasurer of State, etc.

Referred to Committee on Education.

Mr. Foster moved Senate Bill No. 325, relating to offices and officers, be taken up.

Motion agreed to.

Mr. Kramer offered the following amendment:

Amend section 10 by striking out all after the word "laws," in line 6.

Which was adopted.

Mr. Henry offered the following:

I move to amend section 13 by striking out the word "one," in line 2, and inserting in the place thereof the word "two."

Which was rejected.

Mr. Kramer offered the following:

Amend section 17 by striking out, in line 1, after the word "clerk," "County Treasurers and County Auditors."

Which was rejected.

Mr. Chapman moved to strike out the word "of," in line 2 of section 26, and insert the word "by" in lieu thereof.

Which was agreed to.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 15 as follows:

1. Strike out the word "no," in line 1, and insert the word "every."

2. Strike out all after the word "be," in line 2, and to the word "acknowledged," in line 3.

Which was adopted.

Mr. Keyser introduced Senate Bill No. 337:

A bill to authorize and empower railroad companies to construct, acquire, maintain and operate telegraph lines for commercial and other purposes.

Read a first time and referred to the Committee on Railroads.

MR. PRESIDENT:

The Committee on Inspection and Revision of the Journal, beg leave to report that they have examined the Journal of March 16, and find the same correct.

Mr. Grubbs, from the Committee on Judiciary, reported on Senate Bill No. 334, that a majority of said committee recommended that the bill be indefinitely postponed.

Mr. VanVorhis, from the special committee to whom was referred Engrossed House Bill No. 34, made a report recommending the substitution of new matter.

Mr. Viehe introduced Senate Bill No. 338, entitled:

"An act prescribing the duties of coroners in certain cases."

Which was read a first time, and referred to the Committee on Judiciary.

The following message was received from the House:

MR. PRESIDENT:

I am directed to inform the Senate that the House has passed the following resolution of the Senate, to wit:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following resolution, introduced by Senator Comstock, to wit:

Resolved by the Senate, the House of Representatives concurring, That the Committees on Fees and Salaries of the two Houses are hereby instructed to draft, and report at the earliest day practicable, a bill fixing the fees and salaries of public officers.

And the same is submitted to the House for its action thereon.

WM. H. SCHLATER,
Principal Secretary of the Senate.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

MARCH 18, 1881.

Senate reassembled at 10 o'clock, Lieutenant Governor Hanna in the chair.

Prayer was offered by the Rev. T. H. Lynch.

Pending reading of Thursday's Journal, on motion of Mr. Kramer, the further reading of the Journal was dispensed with.

Mr. Menzies moved that House Bill No. 204 be read a third time.

Mr. Bundy presented a petition from citizens of Jefferson county against the House Bill protecting quails and pheasants.

Referred to the Committee on Rights and Privileges.

Mr. Hefron offered the following:

MR. PRESIDENT:

I move that Senate Bill No. 8 be set down for consideration and be made the special order for Wednesday, March 23, 1881, at 10 o'clock A. M.

Which was adopted.

Mr. Marvin presented a memorial concerning interest on school fund.

Referred to the Committee on Education.

Mr. Leeper offered the following resolution:

Resolved, That the Committee on Finance be instructed to inquire into the expediency of making an appropriation for the purpose of having the State properly represented at the World's Fair, to be held in New York in 1883, and to report to this Senate by bill or otherwise.

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Whereas, It is important that the law on the subject of town elections be specially amended; and,

Whereas, Engrossed Senate Bill No. 84 and Engrossed House Bill No. — are proposed amendments to said law, and are widely different in terms; therefore,

Resolved by the House of Representatives, the Senate concurring, That a special Committee be appointed, consisting of two members of the House and two members of the Senate, to consider said bills and report thereon to this General Assembly.

And the Speaker has appointed Messrs. Wright and Cauthorn on said committee on the part of the House.

I am also directed to inform the Senate that the Speaker of the House has signed Enrolled Act of the Senate No. 175, entitled:

An act for the relief of the estate of Martin S. Pruett, deceased, Daniel Goldsbury and William T. Wright.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 138: A bill for an act concerning common carriers.

Engrossed House Bill No. 36: A bill to protect sheep husbandry, to regulate matters connected therewith, to provide for registering, taxing and killing dogs, and declaring an emergency.

And the same are herewith submitted to the Senate for its action thereon.

Mr. VanVorhis offered the following:

Resolved, That Miss Bertha Clawson be paid the sum allowed by law to Copying Clerks of the Assistant Secretary of the Senate, for the time beginning on the 7th of February and ending upon the adjournment of the special session.

Referred to Committee on Finance.

Mr. Comstock presented petition of certain citizens on the subject of temperance.

Which was referred to the Committee on Temperance, without reading.

Mr. Yancey presented joint resolution requesting the Senators and Representatives from Indiana in the Congress of the United States to favor the passage of an amendment to the Constitution of the United States, prohibiting the disfranchisement of citizens of the United States on account of sex.

Read first time and referred to Committee on Rights and Privileges.

Mr. Kahlo presented petitions from certain citizens on the question of temperance.

Which was referred to the Committee on Temperance, without reading.

Mr. Graham moved to suspend regular order of business that Mr. Yancey may introduce two joint resolutions.

The ayes and nays being demanded by Messrs. Brown and Yancey, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Davis, Garrigus, Graham, Hostetter, Hutchinson, Kahlo, Keyser, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, VanVorhis and Yancey. Ayes, 17.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Foster, Hart, Hefron, Henry, Kramer, Langdon, Leeper, Macartney, Majors, Shaffer, White, Woods and Woollen. Nays, 22.

So motion was rejected.

Mr. Foster moved that regular order of business be suspended, that Mr. Bundy may introduce resolution.

The ayes and nays being demanded by Messrs. Foster and Bell, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Brown, Bundy, Chapman, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Langdon, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 29.

Those voting in the negative were:

Messrs. Benz, Briscoe, Compton, Davidson, Hefron, Hostetter, Hutchinson, Leeper, Macartney, Majors, Rahm and Yancey. Nays, 15.

So motion was adopted.

House Bill No. 204 read.

Leave of absence was granted Finance Committee for balance of the forenoon.

Mr. Garrigus offered the following:

MR. PRESIDENT:

I move that the bill for an act concerning taxation, House Bill No. 204, be referred to a special committee of two members of the Senate with instructions to have the sections renumbered to conform to the action of the Senate on the bill, and to report the same when so renumbered back to the Senate.

Which was adopted.

The Chair appointed Messrs. Garrigus and Owen as said committee.

On motion, Senate adjourned.

AFTERNOON SESSION.

FRIDAY, March 18, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Garrigus, from the Select Committee, reported on House Bill No. 204, as to renumbering the sections, that it is the opinion

of the committee that renumbering of sections should not take place until final action upon the bill has been had by the House.

Which was concurred in.

Question on passage of the bill?

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Compton, Davis, Garrigus, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kramer, Menzies, Owen, Shaffer, Viehe, Voyles, White, Wilson and Yancey. Ayes, 17.

Those who voted in the negative were:

Messrs. Bell, Benz, Bundy, Macartney, Marvin, Smith, Spann and VanVorhis. Nays, 8.

No quorum voting.

Mr. Menzies demanded the call of the Senate.

Those answering to their names were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Keyser, Kramer, Lockridge, Macartney, Marvin, Menzies, Owen, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Total, 37.

Mr. Kramer moved that further proceedings under the call be dispensed with.

Mr. Brown moved that the vote be taken at 2:30 P. M.

Which was adopted.

The previous question was demanded.

Which was seconded and adopted.

Main question ordered and motion adopted.

Mr. Bundy offered the following resolution:

Resolved, That on Monday, March 21, at 2 o'clock, P. M., the Senate will proceed to the consideration of the General Appropriation Bill and continue the same until it is disposed of.

Mr. Foster moved to amend the resolution by striking out the

word "Monday" and inserting in lieu thereof the word "Thursday."

Question on amendment?

The ayes and nays being demanded by Messrs. Brown and Henry, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Hefron, Macartney and Urmstan. Nays, 3.

So amendment was agreed to.

Resolution as amended was adopted.

Reading of Senate Bill No. 325 was resumed, commencing at section 59.

Mr. Kramer offered the following:

Amend section 30 by inserting, in line 3, after the word "petition," the following: "In which case, however, the co-sureties shall be notified in the same manner as the principal, as provided in section 24 of this act."

Mr. Urmstan moved to refer section 30 to Messrs. Viehe and Comstock.

Mr. Foster moved to make committee of three.

Adopted.

Motion as amended rejected.

Mr. Brown demanded vote on passage of House Tax Bill No. 204.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Chapman, Coffey, Compton, Comstock, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Menzies, Owen,

Poindexter, Ristine, Sayre, Shaffer, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 33.

Those who voted in the negative were:

Messrs. Bell, Brown, Bundy, Foster, Hefron, Hutchinson, Leeper, Macartney, Marvin, Smith, Spann and Woollen. Nays, 12.

So the bill passed.

Title adopted as read.

Mr. Wilson obtained leave of absence for Finance Committee for rest of the day.

Mr. Hefron offered the following amendment:

I move to amend section 73 by inserting the words "and County Auditor" after the word "Commissioners," in line 3, and by striking out the word "and" after the word "courts," in line 3; also by striking out all after the word "required," in line 5.

Which was adopted.

Mr. Lockridge offered the following amendment:

Strike out, in line 7, section 74, the words "31st day," and insert in lieu thereof the words "last Monday."

Which was adopted.

Mr. Ristine offered the following amendment:

I move to amend section 72 by striking out the words "county and," in line 3 of said section.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 74 by striking out the words "Superintendents and Trustees of the Institutions for the Deaf and Dumb, and the Blind, and the Hospital for the Insane, and all other," in lines 9 and 10 of the printed bill.

Which was adopted.

Mr. Bundy offered the following amendment to section 74:

Strike out all before the word "shall," in line 6, and insert the following: "The Auditor, Secretary and Treasurer of State, the Superintendent of Public Instruction, the Trustees and Superintendent of all other State institutions, educational, penal, reformatory and benevolent."

Mr. Urmstan offered the following amendment:

Amend section 74 by striking out all after the word "report," in line 7, up to and including the word "law," in line 8.

Which was adopted.

Mr. Coffey offered the following amendment:

Amend section 73 by striking out the words "towns and," in line 2; also the words "towns and," in lines 2 and 3.

Which was adopted.

Mr. Bundy offered the following amendment to section 76:

Strike out in line 6 the words, "so far as" and the words "is concerned," in line 6.

Which was adopted.

Mr. Foster offered the following amendment:

Amend section 76, in line 4, as follows: Strike out the word "ten" and insert the words "twenty-five."

Which was adopted.

Mr. Menzies offered the following amendment:

I move to amend section 77 of the printed bill by striking out all after the word "advertising," in line 1, to the word "any," in line 1, and inserting in lieu thereof "rendered for the State or by the order or direction of any State officer under any existing statute.

Mr. Urmstan moved to strike out the section.

Which was adopted.

Mr. Foster offered the following amendment:

I move to amend section 78 as follows: Strike out the word "two," in line 7, and insert the word "three."

Which was rejected.

Mr. Chapman moved to strike out section 78.

Mr. Bell moved to refer sections 78 and 79 to committee of five.

Which was adopted.

The Chair appointed on said committee Messrs. Bell, Comstock, Chapman, Foster and Owen.

Mr. Henry offered the following amendment:

MR. PRESIDENT:

I move to amend section 78 by striking out, in line 2, "$1," and inserting in lieu thereof "fifty cents," and in line 3, by striking out the figures "50," and inserting in lieu thereof the words "twenty-five," and to strike out, in line 1, the words "be as follows," and insert the following: "not exceed the following."

Which was referred to the special committee.

Mr. Spann moved to postpone section 80 till to-morrow.

Which was rejected.

Mr. Chapman moved to strike out sections 81, 82, 83, 84, 85, 86 and 87.

The ayes and nays being demanded by Messrs. Chapman and Brown, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kahlo, Kramer, Lockridge, Macartney, Owen, Urmstan and VanVorhis. Ayes, 13.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Foster, Hart, Hefron, Hostetter, Marvin, Menzies, Ristine, Sayre, Shaffer, Spann, White, Woods and Woollen. Nays, 21.

So motion was rejected.

Mr. Bell asked and obtained leave of absence for Mr. Hefron till Tuesday.

Mr. Brown moved to strike out section 90.

Mr. Menzies moved to refer section 90 of the bill to the Committee on Fees and Salaries.

Which was adopted.

Mr. Grubbs moved to strike out sections 95, 96, 97, 98 and 99.

The ayes and nays being demanded by Messrs. Grubbs and Comstock, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Compton, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kramer, Lockridge, Macartney, Owen, Urmstan, VanVorhis and Viehe. Ayes, 14.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Foster, Hart, Hostetter, Kahlo, Keyser, Majors, Marvin, Menzies, Poindexter, Ristine, Sayre, Shaffer, Spann, Voyles, White, Woods and Woollen. Nays, 23.

So the motion was rejected.

Mr. Brown moved to adjourn.

The ayes and nays were demanded by Messrs. Brown, Garrigus, Shaffer, Graham and Benz, and vote being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Bundy, Compton, Foster, Hart, Hutchinson, Keyser, Majors, Marvin, Menzies, Poindexter, Urmstan, Viehe and Woollen. Ayes, 14.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Kramer, Lockridge, Ristine, Sayre, Shaffer, Spann, VanVorhis, White and Woods. Nays, 21.

So the motion was rejected.

The Chair announced that he had signed Senate Enrolled Act No. 175.

Leave of absence was asked and obtained for Mr. Poindexter on account of sickness.

Mr. Woollen asked and obtained leave of absence for Mr. Kahlo for to-morrow.

Mr. Marvin moved to adjourn.

The ayes and nays being demanded by Messrs. Comstock, Gra-

ham, Grubbs, Chapman and Bundy, and roll taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Coffee, Compton, Foster, Grubbs, Hart, Hostetter, Keyser, Kramer, Majors, Marvin, Menzies, Spann, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 21.

Those voting in the negative were:

Messrs. Chapman, Comstock, Davidson, Garrigus, Graham, Henry, Kahlo, Lockridge, Macartney, Ristine, Sayre, Shaffer, Van-Vorhis and White. Nays, 14.

So motion was adopted.

So the Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

MARCH 19, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. John Poucher.

Pending the reading of Friday's Journal, on motion of Mr. Foster, the further reading of the same was dispensed with.

Mr. Kramer moved to take up Senate Bill No. 278.

Which was rejected.

Mr. Comstock reported on Senate Bill No. 319, entitled an act to amend section 62 of the Justice act, report the same back to the Senate and recommend that it do pass.

Mr. Bischowsky, from the Committee on Organization of Courts, to whom was referred Senate Bill No. 17, entitled a bill to establish a Superior Court in the county of Vigo, etc., report the same back to the Senate and recommend that it do pass.

Mr. White, from the Committee on County and Township Business, to whom was referred Senate Bill No. 316, recommend it do pass.

Mr. Foster moved that when Senate adjourn it be till Monday at 2 o'clock.

Ayes and nays were demanded by Messrs. Viehe and Henry.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Brown, Compton, Davis, Foster, Garrigus, Hutchinson, Marvin, Shaffer, Smith, Spann, Voyles and Woods. Ayes, 13.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Coffey, Comstock, Davidson, Graham, Henry, Hostetter, Kahlo, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Ristine, Sayre, Viehe, White, Wilson, Woollen and Yancey. Nays, 25.

So the motion was rejected.

Mr. Kramer asked leave of absence for Mr. Davis until Tuesday.

Ayes and nays were demanded by Messrs. Foster and Benz.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Sayre, Smith, Spann, Urmstan, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Macartney and Shaffer.

So Mr. Davis was excused.

On motion by Mr. Hart, Senate Bill No. 274 was read second time, with committee report thereon recommending bill lie on the table.

Mr. Hart moved bill be referred to a committee of three, and that the committee report Tuesday morning.

The Chair appointed, as such committee, Messrs. Hart, Sayre and Ristine.

Mr. Chapman, from the Judiciary Committee, reported on Senate Bill No. 32 and the engrossed House amendments thereto, that a majority of said committee recommend that the Senate concur in the House amendments.

Which report was concurred in.

Mr. Chapman, from the Committee on Judiciary, reported on Engrossed House Bill No. 196, that a majority of said committee recommend that the bill be indefinitely postponed.

Mr. Chapman, from the Committee on Judiciary, to whom was

referred Engrossed House Bill No. 101, relating to establishing a Female Prison and Reformatory Institution, etc., recommended bill be recommitted to the Committee on Benevolent Institutions.

The following report was presented:

MR. PRESIDENT:

The committee appointed to investigate the management and affairs of the Indiana House of Refuge for Juvenile Offenders, beg leave to report that they have not deemed it advisable to proceed with such investigation for the reason that the only charges preferred against the management of such institution which have come to the knowledge of the committee, were contained in an anonymous communication, published in a newspaper of the city of Indianapolis; that the author of said communication has not availed himself of the opportunity offered him by the committee of filing with them his grounds of complaint against the management of said institution, and of furnishing the committee with such other information at his command as would enable them to proceed with such investigation; that no information from any source whatever has been furnished the committee of the names of any other persons knowing, or likely to know, any matter discreditable to the management of said institution; that since the appointment of this committee the House Committee on Reformatory Institutions, at the suggestion of whose chairman this committee was appointed, have visited said institution and reported favorably thereon, and that from the best information obtained by the committee, no just grounds of complaint exist against the management of said institution. The committee are of the opinion that they are not warranted in proceeding further in the premises, unless some reputable citizen of the State shall file with the committee, over his own signature, specific charges against the management of said institution, and such other information shall be furnished the committee as will render it reasonably certain that an investigation will not prove a useless expenditure of time and money.

ANDREW T. WRIGHT,
WM. M. O'BRIEN,
B. F. CUMMINS,
House Committee.
FRANCIS MACARTNEY,
F. M. HOWARD,
Senate Committee.

Mr. Comstock, from the Committee on Judiciary, reported on engrossed House Bill No. 112, that a majority of said committee recommend the bill be indefinitely postponed.

Mr. Comstock, from the Judiciary Committee, reported on engrossed House Bill No. 202, that a majority of said committee recommend the bill be indefinitely postponed.

Mr. Ristine, from the Committee on Temperance, reported on Senate Bill No. 302, that a majority of said committee recommend the bill be indefinitely postponed.

Mr. Ristine, from the Committee on Temperance, reported on Senate Bill No. 233, recommending that the bill do pass.

Mr. Bundy moved to take up the report of the joint committee for the investigation of the Orphans' Home and Asylum for Feeble Minded Children, etc.

Which was agreed to.

The report was then read.

Mr. Bell made the following report:

MR. PRESIDENT:

I move to refer the report of the committee to a special committee of five, to be appointed by the Chair, with power to send for persons and papers, with instructions to inquire further into the abuses and deficiencies therein named, and especially as to who is responsible for their existence and continuance, and to afford an opportunity to the Trustees, Superintendent and Steward to be heard, and to report the testimony to the Senate.

Mr. Viehe asked and obtained leave of absence for Mr. Shaffer for this afternoon.

Mr. Yancey asked and obtained leave of absence for Mr. Foster.

On motion, the Senate adjourned.

AFTERNOON SESSION.

SATURDAY, March 19, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 248: A bill for an act in relation to the satisfaction of mortgages, prescribing the manner in which the same may be done, etc.

Engrossed House Bill No. 150: A bill to amend sections 16 and 17 of an act concerning enclosures, trespassing animals and partition fences.

Engrossed House Bill No. 223: A bill for an act defining the duties of County Auditors pertaining to school lands.

Engrossed House Bill No. 51: A bill to authorize Township Trustees and the Trustees of cities and towns to purchase books for the schools of the township, town or cities, and declaring an emergency.

Engrossed House Bill No. 117: A bill concerning witnesses subpœnaed on the part of the State in criminal cases in courts of record outside of the county in which the witness resides.

Engrossed House Bill No. 217: A bill to legalize the acts of Notaries Public and Justices of the Peace.

And the same are respectfully submitted to the Senate for its action thereon.

Mr. VanVorhis asked leave of absence for the Committee on Benevolent Institutions for to-day.

Which was rejected.

Mr. Comstock moved Committee on Benevolent Institutions be excused for to-day.

Rejected.

Ayes and nays were demanded, on motion of Mr. Bell, by Messrs. Bell and Bundy, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Coffey, Compton, Comstock, Davidson, Hart, Hutchinson, Leeper, Majors, Marvin and Woollen. Ayes, 12.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Henry, Hostetter, Kahlo, Keyser, Kramer, Lockridge, Macartney, Menzies, Sayre, Spann, VanVorhis, Voyles, White, Wilson and Woods. Nays, 20.

So the motion to refer was rejected.

Mr. Bell moved to strike out from the committee report the last clause thereof beginning with the words "The committee."

Mr. Chapman demanded the previous question.

The ayes and nays being demanded by Messrs. Bell and Benz, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Chapman, Coffey, Comstock, Davidson, Garrigus, Graham, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Sayre, Spann, VanVorhis, Voyles, White, Wilson and Woods. Nays, 29.

Those who voted in the negative were:

Messrs. Compton, Menzies and Woollen. Nays, 3.

Senators Viehe and Yancey present, but not voting, being paired, so the previous question was seconded.

Main question ordered.

Ayes and nays were demanded by Messrs. Bell and Kahlo; roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Coffey, Compton, Davidson, Hart, Hutchinson, Majors, Marvin, Menzies, Woods and Woollen. Ayes, 13.

Those who voted in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Sayre, Spann, VanVorhis, Voyles, White and Wilson. Nays, 18.

Messrs. Leeper, Viehe and Yancey present, but not voting.

So the motion was rejected.

On adopting the report.

The ayes and nays were demanded by Messrs. Bell and Henry; roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Comstock, Davidson, Garrigus, Graham, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Menzies, Sayre, Spann, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Coffey, Compton, Majors, Marvin and Woollen. Nays, 7.

No quorum voting.

On motion of Mr. Chapman, a call of the Senate was had, when the following Senators responded to their names:

Messrs. Bell, Benz, Briscoe, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keiser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Sayre, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey—34.

Mr. Chapman moved a further call on the vote adopting report.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Hart, Henry,

Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Menzies, Sayre, Spann, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 21.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Compton, Davidson, Hutchinson, Majors and Marvin Nays, 8.

No quorum voting.

Mr. Menzies asked and obtained leave of absence, until Tuesday 12 o'clock, for Senator Henry.

Mr. Briscoe asked leave of absence for Mr. Spann until Wednesday.

Mr. Graham asked leave of absence for Mr. Sayre.

Mr. Hutchinson, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Journal (special session), for Friday, March 18, 1881, have examined the same and found it correct.

On motion, the Senate adjourned.

THOMAS HANNA,
President of Senate.

MONDAY MORNING.

MARCH 21, 1881.

The Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. J. N. Beard.

Pending the reading of Saturday's Journal, on motion of Mr. Marvin, the further reading was dispensed with.

Mr. Langdon offered the following resolution:

Resolved, That Senate Bill No. 325 be referred to a special committee of five, selected from the following standing committees: Finance, Judiciary, Organization of Courts, Elections, and Fees and Salaries, with direction to report at the earliest day practicable.

The ayes and nays being demanded on Mr. Langdon's resolution by Messrs. Langdon and Brown, and vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Chapman, Coffey, Langdon, Lockridge, Marvin, Urmstan, VanVorhis, Viehe, Wilson and Woollen. Ayes, 13.

Those voting in the negative were:

Messrs. Bell, Briscoe, Compton, Comstock, Davidson, Hart, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Macartney, Majors, Menzies, Ristine, Voyles and White. Nays, 18.

No quorum voting.

Mr. Chapman demanded a call of the Senate, which being ordered and taken, discovered 31 Senators present and answering to their names, as follows:

Messrs. Bell, Benz, Briscoe, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Hart, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Woollen. Total, 31.

And then the Senate adjourned.

AFTERNOON SESSION.

MONDAY, March 21, 1881.

Senate assembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

The consideration of Senate Bill No. 325, concerning offices and officers, was resumed, commencing at section No. 100.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 111 by striking out all before the word "to," in line 21, as numbered in the printed bill, inserting the following: "Eight thousand copies of the acts shall be distributed to the several counties, according to population, but each county shall be entitled to at least sixty copies."

Which was adopted.

The following message was received from the Governor:

Gentlemen of the Senate:

I respectfully transmit herewith from the Provisional Board of Commissioners for the Indiana Hospital for the Insane, a further copy of its "memorial, or statement of facts" relative to the claim of John Martin for brick work on the department for women, with supplemental statement of a proffered compromise and a copy of the contractor's agreement to accept the same. I respectfully request that they be referred to the committee having the claim under consideration. ALBERT G. PORTER.

Governor's Office, March 21, 1881.

Which was referred to the Joint Committee on Judiciary.

Mr. Kramer offered the following substitute for section 112:

Substitute for section 112: The Secretary of State is hereby required biennially hereafter, to forward by express the volumes of acts and journals, designated herein, to the several persons and places pointed out in this act, and as soon as the several persons and

clerks authorized to receive the acts and journals aforesaid, have filed their receipts with the Secretary of State, setting forth that the proper number of volumes have been delivered in good order, such Secretary shall present his vouchers for the several amounts paid out for the transportation of the documents herein named, and the Auditor of State, upon the presentation of such vouchers, shall issue a warrant in favor of such Secretary on the treasury of the State, to be paid out of any money not otherwise appropriated.

Which was adopted.

On motion of Mr. Kramer, section 113 was struck out.

Mr. Brown called up the resolution pending at the noon recess.

Mr. Ristine offered the following resolution:

Resolved, That in the further consideration of Senate Bill No. 325, those sections relating to fees and salaries of officers be referred to the Committee on Fees and Salaries, with instructions to report to the Senate at the earliest day practicable.

The ayes and nays being demanded by Messrs. Brown and Langdon, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Compton, Comstock, Graham, Grubbs, Hart, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Macartney, Menzies, Ristine, Shaffer, Spann, White and Wilson. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Coffey, Davidson, Garrigus, Howard, Langdon, Lockridge, Majors, Marvin, Urmstan, VanVorhis, Viehe, Voyles, Woollen and Yancey. Nays, 19.

So substitute was adopted.

Mr. Langdon offered the following amendment:

And the committee are directed to report a bill covering the subject of fees and salaries within five days.

Which was adopted.

Substitute as amended was adopted.

Mr. Wilson asked and obtained leave of absence for the Committee on Finance for this afternoon.

Mr. Chapman moved to strike out, in line 2 of section 109, the figures "1600," and insert in lieu thereof the figures "1000."

Which was adopted.

Mr. Menzies made the following motion:

MR. PRESIDENT:

I move to reconsider the vote by which the Senate rejected the motion made by the Senator from Allen and Whitley, on Saturday last, to refer to a special committee the report of the joint committee to investigate the management of the House for Soldiers' Orphans and the Asylum for Feeble Minded Children.

Mr. Graham offered the following amendment:

MR. PRESIDENT:

I move to strike out all of specification 7, after the word "State," in line 26.

Mr. Spann made the following motion:

MR. PRESIDENT:

I move to strike out subdivision 7, in section 128.

Which was rejected.

Amendment adopted.

Mr. Viehe moved to strike out section 149.

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 146 by inserting after the word "State," in line 14, the following words, "or a majority of them."

Which was adopted.

Mr. Menzies moved to refer section 150 to the Committee on Fees and Salaries.

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 153 by striking out all after the word "thereto," in line 9, up to and including the word "person," in said line.

Which was rejected.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 154 by striking out all after the word "fund," in line 10, as numbered in the printed bill.

Mr. Kramer offered the following amendment to the amendment:

Amend section 154 by striking out all of line 11 after the word "be," and insert the following: "filed in the office of the Governor and Secretary of State."

Which was rejected.

Amendment adopted.

Mr. Kramer offered the following amendment:

Amend section 155 by striking out, in line 2, all after the word "published" up to the words "a condensed," in line 3, and insert the following instead thereof: "five hundred copies in pamphlet form, containing;" amend by inserting, in line 9, after the word "year," the following: "and he shall mail a copy of the same to each County Treasurer, and also file copies in the office of the Governor and Secretary of State, and one copy with the State Librarian."

Mr. Voyles moved as a substitute to strike out section 155 of the bill.

Which was rejected.

Question on amendment?

The ayes and nays being demanded by Messrs. VanVorhis and Voyles, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Kramer, Viehe and Voyles. Ayes, 3.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Hutchinson, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Shaffer, Urmstan, VanVorhis, White and Woollen. Ayes, 26.

No quorum voting.

Mr. Bell demanded a call of the Senate, which being ordered and taken, discovered 35 Senators present and answering to their names, as follows:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Total, 35.

Mr. Viehe moved that further proceedings under the call be dispensed with.

Which was agreed to.

Question recurring on the amendment.

The ayes and nays being taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Bundy, Keyser, Kramer, Viehe and Voyles. Ayes, 6.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hostetter, Hutchinson, Kahlo, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Shaffer, Spann, Urmstan, VanVoris, White, Woollen and Yancey. Nays, 29.

So amendment was rejected.

Mr. Chapman offered the following amendment:

I move to strike out the word "two," in line 2 of the printed bill, and insert in lieu thereof the word "one."

Mr. Bundy offered the following substitute:

I move to strike out of section 155 all before the last word "the," in line 9 of the printed bill.

Question on proposed amendment.

The ayes and nays being demanded by Messrs. Chapman and VanVorhis, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Kramer, Menzies, Ristine, Viehe and Voyles. Ayes, 13.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Davidson, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Lockridge, Macartney, Majors, Marvin, Shaffer, Spann, Urmstan, VanVorhis, White and Woollen. Nays, 22.

So the substitute was rejected.

Mr. Shaffer offered the following amendment to the amendment:

MR. PRESIDENT:

I move to amend the amendment, in line 3, by inserting after the word "circulation," the words "in each county," and striking out "at Indianapolis."

The ayes and nays being demanded by Messrs. Briscoe and Lockridge, and vote taken, resulted as follows:

Mr. Shaffer voted in the affirmative.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Grubbs, Graham, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Ristine, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Nays, 35.

So amendment to amendment was rejected.

Question on amendment?

The ayes and nays being demanded by Messrs. Chapman and Lockridge, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus and Graham. Ayes, 7.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Ristine, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Woollen and Yancey. Nays, 27.

So the amendment was rejected.

Mr. Menzies offered the following amendment:

I move to strike out of line 3, of section 155, the words "at Indianapolis."

Mr. Chapman offered the following amendment:

In lieu of the words "at Indianapolis," insert "of opposite political parties."

Accepted by Mr. Menzies.

On motion, the Senate adjourned.

THOMAS HANNA,

President of the Senate.

TUESDAY MORNING.

MARCH 22, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. L. Richter.

Pending the reading of Monday's Journal, on motion of Mr. VanVorhis the further reading was dispensed with.

Mr. Lockridge, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Journal (special session), for Saturday, March 19, 1881, have examined the same and find it correct.

Mr. Wilson asked and obtained leave of absence for the Committee on Finance for to-day.

Mr. Comstock moved that the Senate hold an evening session, beginning at 7:30 o'clock.

The ayes and nays being demanded by Messrs. VanVorhis and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Coffey, Comstock, Garrigus, Graham, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Marvin, Rahm, Ristine, Shaffer, Spann, VanVorhis, Viehe, Wilson, Woods and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs. Benz, Brown, Compton, Foster, Hutchinson, Kramer, Leeper, Majors, Menzies, Urmstan and Voyles. Nays, 11.

No quorum voting.

Mr. Foster demanded a call of the Senate.

The roll being called thirty-five Senators answered to their names, as follows:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Total, 35.

On motion of Mr. Bell, further proceedings under the call were dispensed with.

A second vote on motion for a night session resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Coffey, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Lockridge, Macartney, Marvin, Owen, Rahm, Ristine, Shaffer, Spann, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Benz, Brown, Foster, Leeper, Majors, Menzies, Urmstan and Voyles. Nays, 8.

So the motion was agreed to.

Mr. Grubbs, from the Judiciary Committee, reported on Senate Bill No. 327, that a majority of said committee recommend that the bill be amended, and when so amended it do pass.

Mr. Grubbs, from the Committee on Judiciary, reported on engrossed House Bill No. 197, that a majority of said committee recommend the bill be amended, and when so amended it do pass.

Mr. Grubbs, from the Judiciary Committee, reported on engrossed House Bill No. 340, recommending that it do pass.

Mr. Grubbs, from the Judiciary Committee, to whom was referred the claim of John Martin, reported on said claim, recommending that $45,000 be appropriated for the payment of said claim.

Which was concurred in.

Mr. Bell, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on Judiciary, to whom was referred Senate Bill No. 338, an act prescribing the duties of coroners in certain cases, etc., have had the same under consideration, and the majority of said committee have directed me to report it back to the Senate, with the recommendation that the bill do pass.

Mr. Bell, from the Committee on Judiciary, presented a report on House Bill No. 134, recommending that the bill do pass.

Mr. Bell, from the Committee on Judiciary, presented a report on House Bill No. 124, recommending that the bill do pass.

Mr. Bell, from the Committee on Judiciary, presented a report on House Bill No. 198, recommending amendments, and when so amended that the bill do pass.

Mr. Graham, from the Committee on Judiciary, to whom was referred engrossed House Bill No. 191, recommend that the bill do pass.

Mr. Shaffer, from the Committee on Rights and Privileges, reported on Senate Bill No. 291, recommending that the bill be indefinitely postponed.

Mr. VanVorhis, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

The Committee on Revision and Inspection of the Journal, report that they have examined the Journal of March 21, 1881, and that it has been found to be correct.

Which was adopted.

Mr. Ristine, from the Committee on Claims, reported, recommending that the following amounts be allowed, and that the Assistant Secretary draw warrants for the same, to wit:

J. W. Gray	$4 00
W. Pressel	9 00
Total	$13 00

Mr. Marvin offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That the special session of the present General Assembly adjourn *sine die* on Monday, April 4, at 12 o'clock noon.

Mr. Spann moved to lay concurrent resolution on the table.

The ayes and nays being demanded by Messrs. Spann and Grubbs, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Compton, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, Spann, White, Wilson and Woollen. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Briscoe, Brown, Coffey, Davidson, Foster, Marvin, Menzies, Rahm, Urmstan, VanVorhis, Viehe, Woods and Yancey. Nays, 14.

So the motion was agreed to

Mr. Shaffer offered the following:

Senate joint resolution, proposing an amendment to the Constitution of the State of Indiana, by inserting article 17, forever prohibiting the manufacture, sale, or keeping for sale, in the State of Indiana, spirituous, vinous, malt or any other intoxicating liquors, except for scientific, medical, mechanical, and wine for sacramental purposes, and providing for regulating sales for said purposes;

Resolved by the Senate of the State of Indiana, the House of Representatives concurring, That the following amendment be, and is hereby proposed to the Constitution of the State of Indiana, to be submitted to the vote of the electors of said State, viz:

Amend by adding article 17, so as to read as follows:

"Sec. 1. The manufacture, sale, or keeping for sale in said State, spirituous, vinous or malt liquors, or any other intoxicating liquors, except for medical, scientific, mechanical, and wines for sacramental purposes, shall be, and is hereby, forever prohibited in the State of Indiana.

"Sec. 2. The General Assembly of the State of Indiana shall

provide by law in what manner, by whom, and at what places such liquors shall be sold or manufactured, for medical, scientific, mechanical and sacramental purposes."

Resolved, That in submitting this amendment to the electors of the State, to be voted on, it shall be designated as Amendment No. 1.

Mr. Shaffer moved to refer to a special committee of three.

Mr. Bell moved to amend by referring to the Committee on Temperance.

Which was adopted.

Motion as amended adopted.

Mr. Yancey offered the following:

Joint resolution proposing an amendment to section 2 of article 2 of the Constitution.

Resolved by the Senate, the House of Representatives concurring: That the following amendment to the Constitution of the State of Indiana be, and the same is hereby proposed, to wit: Amend section 2 of article 2 thereof so that it will read as follows:

"Sec. 2. In all elections, not otherwise provided for by this Constitution, every citizen of the United States of the age of twenty-one years and upwards, who shall have resided in the State during the six months, and in the township sixty days, and in the ward or precinct thirty days, immediately preceding such election; and every person of foreign birth, of the age of twenty-one years and upwards, who shall have resided in the United States one year, and shall have resided in this State during the six months, and in the township sixty days, and in the ward or precinct thirty days, immediately preceding such election, and shall have disclosed his or her intention to become a citizen of the United States, conformably to the laws of the United States on the subject of naturalization, shall be entitled to vote in the township, ward or precinct where he or she may reside, if he or she shall have been duly registered according to law;

Resolved, That in submitting this proposition to the electors to be voted upon it shall be designated as Amendment No. 1."

Which was referred to the Committee on Revision of the Laws.

Mr. Yancey offered the following:

A joint resolution, proposing an amendment to section 21, article 7, of the Constitution:

Resolved by the Senate, the House of Representatives concurring, That the following amendment to the Constitution of the State of Indiana be, and the same is hereby proposed, to wit:

Amend section 21, of the 7th article thereof, to read as follows:

"Sec. 21. Every person who is a citizen of the United States, and of this State, of the age of twenty-one years and upwards, of good moral character, and every person of foreign birth resident in this State, of the age of twenty-one years and upwards, of good moral character, who shall have resided in the United States for one year and in this State for the six months next preceding, and shall have declared his or her intention to become a citizen of the United States, conformably to the laws of the United States on the subject of naturalization, shall be entitled to admission to practice law in all courts of justice."

Resolved, That in submitting this amendment to the electors of the State, to be voted on, it shall be designated as Amendment No. 2.

Which was referred to the Committee on Revision of Laws.

Mr. VanVorhis offered the following resolution:

Resolved, That Miss Bertie Clawson, who has been engaged as a copying clerk for the Assistant Secretary, be paid for services during the special session the sum allowed by law for copying clerks.

Which was adopted.

Mr. Urmstan presented the claims of John L. Case, sheriff, and Samuel S. Harrell, Clerk of Franklin Circuit Court, as follows:

State of Indiana, Dr.,

To John L. Case, as Sheriff, etc.	$117 35
Samuel S. Harrell, as Clerk, etc.	34 25

Which was referred to the Committee on Claims.

Mr. Chapman moved that such claims as have been reported on favorably by the Claims Committee be referred to the Finance Committee.

Which was adopted.

Mr. Bell introduced the following bill, No. 339, entitled:

A bill concerning county Judges, etc.

Read a first time and referred to Committee on Probate Affairs.

Mr. Hostetter introduced Senate Bill No. 340, entitled:

A bill to amend section 2 of an act entitled "An act to enable incorporated towns to lay out, open, grade and improve streets," etc.

Which was read a first time and referred to the Committee on County and Township Business.

Mr. Keyser introduced Senate Bill No. 341, entitled:

A bill for an act limiting the operation of an act entitled "An act to amend section 3 of an act entitled 'An act touching the laying out and vacating towns, streets,'" etc.

Which was read a first time and referred to the Committee on County and Township Business.

Mr. Bundy introduced Senate Bill No. 342, entitled:

An act to authorize married women to apply to the proper courts of this State for alimony in certain cases therein specified.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Comstock introduced Senate Bill No. 343, entitled:

An act providing for the appointment of a clerk for grand juries, prescribing the pay and duties of such clerk, etc.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Davidson introduced Senate Bill No. 344, entitled:

An act concerning highways, etc.

Mr. Bundy moved that constitutional rule be suspended and bill be read a first time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs,

Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Shaffer, Smith, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

Those voting in the negative were:

Messrs. Briscoe, Davis and Foster. Nays, 3.

So the motion was agreed to.

Senate Bill No. 344 was read first time by title only and referred to Committee on Roads and Highways.

Mr. Wilson, from the Committee on Enrolled Bills, reported on Senate Enrolled Act No. 32.

Mr. Macartney introduced Senate Bill No 345, entitled:

A bill for an act to amend sections 15 and 17 of "an act providing for the election and qualification of Justices of the Peace," etc.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Rahm introduced the following bill, No. 346, entitled:

A bill for an act to amend sections 1 and 5 of an act entitled, "An act to promote the science of medicine," etc.

Which was read a first time and referred to Committee on Public Health and other Vital Statistics.

Mr. Henry introduced Senate Bill No. 347, entitled:

An act to repeal an act supplemental to an act entitled, "An act to authorize cities and towns to negotiate and sell bonds," etc.

Which was read a first time and referred to the Committee on Education.

Mr. Ristine introduced Senate Bill No. 348, entitled:

A bill for an act for the relief of the commissioned officers of the 12th and 16th regiments of Indiana Volunteer Infantry.

Which was read a first time and referred to the Committee on Military.

Mr. Sayre introduced Senate Bill No. 349, entitled:

A bill to legalize the incorporated town of Lagro, in Wabash county, etc.

Was read a first time and referred to the Committee on Corporations.

Mr. Shaffer introduced Senate Bill No. 350, entitled:

An act to regulate the sale of intoxicating liquors, etc.

Mr. Shaffer moved that the constitutional rule be suspended, and that the bill be read a first time by title only.

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffee, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White and Wilson. Ayes, 35.

Those voting in the negative were:

Messrs. Benz and Kramer. Nays, 2.

So motion was agreed to.

Senate Bill No. 350 was read a first time by title only.

Mr. Shaffer moved to refer bill to special committee of three.

Mr. Bell moved to amend by referring to the Committee on Temperance.

The ayes and nays being demanded by Messrs. Brown and Foster, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Lockridge, Sayre, Spann, VanVorhis, White and Yancey. Ayes, 20.

Those voting in the negative were:

Messrs. Brown, Bundy, Coffey, Foster, Hutchinson, Kramer,

Macartney, Rahm, Ristine, Urmstan, Viehe, Voyles and Woollen. Nays, 15.

So the amendment was agreed to.

Mr. Brown moved to lay motion to refer on the table.

Which was rejected.

Motion as amended was adopted.

Mr. White presented petition of citizens of Elkhart county for a constitutional amendment prohibiting the liquor traffic.

Which was referred to the Committee on Temperance, without reading.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to sections Nos. 4, 10 12, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, 37, 49, 50, 54, 58, 69, 70, 74, 75, 78, 83, 84, 92, 93, 94, 95, 96, 103, 119, 120, 125, 126, 135, 139, 140, 141, 142, 144, 147, 149, 158, 160, 162, 163, 172, 173, 175, 176, 178, 179, 180, 184, 191, 193, 199, 203, 204, 205, 239, 242, 245, 248, 249, 250, 253, 257, 258, 260, 262, 263, 272, 273, 283 and 285 of House Bill No. 204. Also, second and third items in section 8, and first item in section 159, of said bill. The House has also concurred in Senate amendments in said bill, amending third item of section 8 by striking out "parsonages from exemption;" sections 57 and 61 in reference to taxing canal lands, and the lands in grants to English and French emigrants; section 170, adding a penalty of six per cent after the first Monday in November, on taxes delinquent from April; also, in section 247, reducing the interest on money paid in on invalid tax sales from ten to eight per cent; also, in the amendments adding two new sections, one after section 137, and one after section 285.

I am further directed to inform the Senate that the House has refused to concur in the amendments of the Senate to sections Nos. 72, 84, 85, 99, 100, 102, 108, 110, 114, 117, 121, 127, 138, 153, 181, 182, 187 and 206 to House Bill No. 204; also item 1, in section 8, and item 2 in section 159.

And the Senate is requested to recede from said amendments in which the House has failed to concur.

I herewith return the bill and Senate amendments to the Senate, for its further action thereon.

On motion of Mr. Menzies, House message was taken up, concerning House Bill No. 204, and Senate refused to recede from its amendments to said bill.

Mr. Spann moved that the Senate request a Conference Committee.

Which was adopted.

The Chair appointed on said committee, on the part of the Senate, Messrs. Spann and Menzies.

On motion of Mr. Hostetter, House Concurrent Resolution No. 3, concerning the appointment of a committee of two from each House to consider bills concerning elections in towns, was called up and concurred in.

On motion of Mr. Coffey, Senate Joint Resolution No. 5 was recommitted to the Committee on Federal Relations.

On motion of Mr. Grubbs, House Bill No. 340 was taken up.

Mr. Grubbs moved that constitutional rule be suspended, and that the bill be read a second time by title only, and a third time by sections, and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 36.

No one voting in the negative.

So the motion was agreed to.

House Bill No. 340 was read a second time by title only and a third time by sections.

Question on passage of bill.

Ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 38.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Viehe moved that Senate take up House Bill No. 65; that constitutional rule be suspended; bill be read a second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 35.

No one voting in the negative.

So motion was adopted.

And House Bill No. 65 was read a second time by title only and a third time by sections.

Question on its passage?

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Macartney, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 31.

No quorum voting.

On motion, the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, March 22, 1881.

Senate reassembled at 2 o'clock, with Lieutenant Governor Hanna in the Chair.

Mr. VanVorhis introduced the following resolution:

Resolved, That so much of Senate Bill No. 325 as has not been referred to the Committee on Fees and Salaries, be referred to Committee on Finance, the Committee on Judiciary and the Committee on Fees and Salaries, and that said committees be instructed to act together in the consideration of said bill, and to report the same back to the Senate within five days.

Mr. Comstock demanded the previous question.

The ayes and nays being demanded by Messrs. Viehe and Comstock, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Grubbs, Henry, Hostetter, Kahlo, Lockridge, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis, Viehe, Voyles and White. Ayes, 21.

Those voting in the negative were:

Messrs. Benz, Brown, Davidson, Foster, Hart, Hutchinson and Macartney. Nays, 7.

No quorum voting.

Mr. Bell demanded a call of the Senate, which being taken discovered thirty-four Senators present and answering to their names, as follows:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods and Yancey. Total, 35.

Mr. Kramer moved that further proceedings under the call be dispensed with.

Which was rejected.

On motion, the Doorkeeper was directed to close the doors and bring in the absentees.

On motion of Mr. Kramer, further proceedings under the call were dispensed with.

Question recurring on seconding the previous question.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Woods. Ayes, 34.

Those who voted in the negative were:

Messrs. Benz, Foster, Davis, Hart and Woollen. Nays, 5.

So demand for previous question was seconded.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 67: A bill to extend the terms of office of Town Trustees in all incorporated towns, designating the manner in which they shall be chosen at the next ensuing May election and thereafter, and prescribing some of their duties.

Engrossed House Bill No. 251: A bill legalizing the acknowledgment and recording of certain instruments.

Engrossed House Bill No. 175: A bill to authorize the Auditor of State to convey and sell by deed certain real estate in the county of Clark.

Engrossed House Bill No. 311: A bill to amend section 26 of an act fixing certain fees to be taxed in certain offices.

Engrossed House Bill No. 391: A bill to authorize the Common Council and Board of Aldermen of certain cities to levy and collect a special tax of 5 per cent, for the purpose of building market houses and other public buildings.

And the same are herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has consented to the appointment of a Conference Committee of the two Houses, on certain amendments of the Senate, in which the House refused to concur to House Bill No. 204.

And the Speaker has appointed Messrs. Cauthorn and Kenner on said committee on the part of the House.

Mr. Spann asked and obtained leave of absence for the Conference Committee.

Main question was ordered.

The ayes and nays being demanded by Messrs. VanVorhis and Brown, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Garrigus, Graham, Henry, Keyser, Langdon, Marvin, Shaffer and VanVorhis. Ayes, 10.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hostetter, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Macartney, Majors, Menzies, Owen, Rahm, Ristine, Spann, Urmstan, Viehe, Voyles, White, Wilson, Woods and Woollen. Nays, 32.

So the resolution was rejected.

Mr. Shaffer submitted the following:

MR. PRESIDENT:

I hereby give notice to the Senate that on to-morrow I shall move to change standing rule No. 1, so as to require the morning session of the Senate to commence at 9 o'clock instead of 10.

On motion of Mr. Brown, the Committee on Finance have leave of absence till they are ready to report on the general appropriation bill.

Senate resumed the consideration of Senate Bill No. 325, beginning with section 155.

The question being on Mr. Menzies' amendment to Mr. Chapman's amendment.

The amendment to the amendment was rejected.

Amendment rejected.

Mr. VanVorhis offered the following amendment:

I move to amend section 155 by inserting before the word "general," in line 3, the word "greatest."

Which was rejected.

Mr. Urmstan offered the following amendment:

Strike out all after the word "county," in line 7, up to and including the word "State," in line 8.

Which was adopted.

Mr. Kramer offered the following amendment to section 156:

Amend in line 10, section 156, by striking out the word "shall" and insert "may" in lieu thereof.

Which was rejected.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 158 by striking out the word "three," in line 36, and inserting the word "ten."

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 158 by striking out the word "treasury," in line 26, and insert in lieu thereof the word "Treasurer."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend the bill by striking out sections 159 and 160.

Which was adopted.

Mr. Brown offered the following amendment:

MR. PRESIDENT:

I move to refer sections 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179 and 180 to the Committee on Judiciary, who

shall report the same back to the Senate at a time not later than Friday next, at 10:30 o'clock A. M.

Which was adopted.

Mr. Urmstan asked and obtained leave of absence for Mr. Compton.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 225: A bill concerning elections and the contest thereof.

And the same is herewith submitted to the Senate for its action thereon.

Mr. Kramer offered the following amendment:

Amend section 198 by striking out all after the word "backs," in line 7.

Which was rejected.

Mr. Chapman offered the following amendment:

Amend by striking out "and fifteen copies of the local laws," in lines 3 and 4.

Which was rejected.

Mr. Chapman moved to strike out section 203.

Which was rejected.

Mr. Henry offered the followiug amendment:

I move to amend section 203 by adding to the section the following words, "and the Librarian shall preserve the copies returned, and furnish them to the next General Assembly."

Which was adopted.

Mr. Briscoe offered the following amendment:

Strike out, in line 6, section 212, the word "three," and insert in lieu thereof the word "two."

Referred, with the section, to the Committee on Fees and Salaries.

Mr. Kramer offered the following substitute:

Substitute for section 217, up to line 26, the following: "At every election of County Commissioners in any county where there shall be more than one Commissioner to be elected, each voter shall be entitled to cast one vote for one candidate from each of the districts wherein a Commissioner is to be elected."

Which was rejected.

Mr. Garrigus offered the following amendment:

I move to amend section 219 by adding thereto the following: "Each County Commissioner, before entering upon the duties of his office, shall execute his official bond, with at least two good freehold sureties, residents of the county for which such Commissioner is elected, for the sum of $5,000, such bond to be approved by the Clerk of the Circuit Court of such county, and filed and preserved in his office."

Mr. Chapman offered the following substitute:

"And each Commissioner shall give bond in the sum of $5,000, with two or more sureties, conditional that he will honestly and faithfully discharge his duties and make no allowance in favor of any person which is not authorized by law; which bond shall be to the approval of the County Clerk, and recorded in the Recorder's office and filed in the office of the County Clerk."

Which was accepted by Mr. Garrigus, and adopted.

Mr. Garrigus offered the following amendment:

I move to amend section 223 by adding thereto the following, "but the facts constituting such emergency shall, in each case, be spread of record by such officer so calling such special session."

Which was adopted.

Mr. Woods offered the following amendment:

Amend section 229 by adding, after the word "court," in line 3, the following: "And they shall procure the plat or tract books in the Auditor's office of the county, showing the sale by the State or its agents of all swamp lands, and of all canal lands and Government lands, to be certified according to law by the Auditor of State for swamp lands, and by Canal Trustees for canal lands, and by County Auditor for Government lands."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 234 by substituting the word "fifty" for the word "twenty-five," in line 7; amend by striking out the word "eight," in line 8, and inserting "six," in lieu thereof; amend by adding to the section the following: "and such bonds shall be numbered consecutively, beginning with No. 1."

Which was rejected.

Mr. Kramer moved to reconsider vote.

Mr. Brown moved to lay the motion to reconsider on the table.

Which was adopted.

Mr. Voyles offered the following amendment:

I move to amend section 234 by inserting, in line 9, the following after the word "annum:" "such interest may be payable in installments semi-annually."

Which was rejected.

Mr. Chapman offered the following amendment:

Amend section 234 by transposing the words "on the revenues afforded by reasonable taxation are insufficient to do the same," in lines 3 and 4 of printed bill, so as to follow the words "county buildings," in line 2.

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 235 by striking out, in line 2, after the words "but in," up to the word "and," in the same line, and insert the following instead thereof: "no case shall such bonds be sold at a discount or below par." Add to form of bond "No. —."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 239 by striking out all of line 4 preceding the words "and such;" amend by adding to line 7, the following, "and the bonds so issued shall be redeemed in the order in which they are issued, according to their number, beginning with number 1; the first numbers shall have precedence in the order of legislation."

Which was adopted.

Mr. Coffey demanded a division of the amendment.

Which being done, it was adopted by parts.

Mr. Henry offered the following amendment:

MR. PRESIDENT:

I move to amend section 230 by inserting in line 6, after the word "erected," the following, "to sell any other real estate belonging to the county," and in line 7, after the word "square," insert the following, "or any other real estate in the county necessary to the use of the county."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 241, line 3, by striking out the words, "in a separate column."

Which was adopted.

Mr. Comstock offered the following amendment:

I move to amend section 241 as follows: Strike out all after the word "sold," in line 2.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 243 by striking out the words "the public property of the county shall be liable therefor, but," and by adding to the the section the following: "And the board shall make a levy sufficient to pay the judgment."

Which was adopted.

Mr. Henry offered the following amendment:

MR. PRESIDENT:

I move to strike out of section 243, in line 3, the following words: "before the issuing of execution."

Which was adopted.

Mr. Graham moved to strike out section 247.

Mr. Urmstan offered the following substitute:

Amend section 247 by inserting after the word "claim," in line 1, the words "arising out of contract."

Which was adopted.

Mr. Henry offered the following amendment:

MR. PRESIDENT:

I move to amend section 247 by adding thereto the following: "But any person filing such a claim against a county may appeal from any decision of the Board of County Commissioners concerning such claim by filing with the County Auditor, within 30 days after such decision is made, notice in writing of his desire so to do, and without filing any appeal bond."

The ayes and nays being demanded by Messrs. Bundy and Van Vorhis, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Bundy, Foster, Garrigus, Graham, Henry, Owen and Woods. Ayes, 8.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Chapman, Coffey, Comstock, Davidson, Grubbs, Hart, Hostetter, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Sayre, Shaffer, Smith, Urmstan, VanVorhis, Voyles, White, Woollen and Yancey. Nays, 28.

So the amendment was rejected.

On motion of Mr. Foster, the Senate took a recess of five minutes to receive and greet General Streight.

When recess expired Mr. Woods offered the following amendment:

Amend section 247 by adding "and said Board of Commissioners shall give judgment upon such claim at the next term after the filing of such claim, and if not, the reasons therefor shall be made of record, and said claim shall not be continued longer than the second term after filing such claim."

Mr. Spann made the following report for the Conference Committee on House Bill No. 204, concerning taxation:

MR. PRESIDENT:

Your committee, to whom was referred House Bill No. 204, with Senate and House amendments and disagreements thereto,

have conferred, and, as the result of such conference, have agreed to the following settlement of the differences between the two Houses, and respectfully ask that the action of the conference be concurred in.

First, That the House do agree to the Senate amendment; striking out sub-division fourth of section 8.

Second, That the Senate do recede from its first amendment to section 72, striking out the words, "or money loaned or money at interest;" and that the House do agree to the Senate amendment, striking out all of said section after the word "unincorporated," in line 19.

Third, That the House do agree to the Senate amendment to section 84, striking out the words "for debts due such bank."

Fourth, That the House do agree to the substitute of the Senate to section 90, with an amendment thereto, inserting the words, "less losses actually paid within this State," after the word "receipt," line 7, page 40 of the engrossed amendments.

Fifth, That the Senate do recede from its amendment, striking out section 102.

Sixth, That the House do agree to the Senate amendment, striking out sections 99 and 100.

Seventh, That the House do agree to the Senate amendment to sections 108 and 110.

Eighth, That the Senate do recede from its substitute for section 114.

Ninth, That the Senate do recede from its substitute for section 117.

Tenth, That the House do agree to the Senate amendment, striking out section 121.

Eleventh, That the House do agree to the Senate substitute for section 127.

Twelfth, That the House do agree to the Senate amendment to section 138, with the following amendments: Insert after the word "court," in line 10, page 87 of Senate engrossed amendments, the words, "in term or vacation," and after the word "year," in line 6, page 88, the following: "And they shall hold their office for four years, and the judge of the Circuit Court shall fill any vacancy that may occur."

Thirteenth, That the House do agree to the Senate amendment, striking out section 153.

Fourteenth, That the House do agree to the Senate amendment to section 159.

Fifteenth, That the Senate do recede from its second amendment to section 181, and that the House do agree to the Senate's first amendment thereto.

Sixteenth, That the House do agree to the Senate's amendment, striking out section 182.

Seventeenth, That the House do agree to the Senate amendment to section 187.

Eighteenth, That the Senate do recede from its substitute to section 206, and the committee recommend the following amendment to section 206 of the bill, viz: strike out the word "fifteen," in line 52, and insert in lieu thereof the word "twenty."

JESSE J. SPANN,
G. MENZIES,
Conferees on the part of the Senate.

HENRY S. CAUTHORN,
J. B. KENNER,
Conferees on the part of the House.

On motion of Mr. Brown, the report was made the special order for to-morrow at 2:30 o'clock.

Mr. Viehe offered the following substitute for the amendment:

"If any claim is not disposed of at the first term it shall be tried at the succeeding term, unless continued with the consent of the claimant, and if the Board will not dispose of it, the claimant may file his bond and take an appeal in the same manner as if it had been rejected."

Mr. Woods accepted, and withdrew his amendment.

Substitute adopted.

The Chair laid before the Senate communication of Treasurer of State in answer to the resolution of March 16, 1881.

Mr. Wilson, from the Committee on Enrolled Bills, presented the following report:

To the President of the Senate:

The Committee on Enrolled Bills report that they have exam-

ined Senate Enrolled Act No. 32, and carefully compared the same with the engrossed bill and engrossed amendments thereto, and that said act is correctly enrolled in accordance with said bill and amendments.

Which was concurred in.

Mr. Chapman offered the following amendment:

Amend section 245 by striking out the words "and may in their discretion allow such claim in whole or in part," and insert in lieu thereof the words "and shall allow such portion of each claim."

Which was adopted.

On motion of Mr. Henry, section 250 was referred to a special committee of one, consisting of Senator VanVorhis.

Mr. Kramer moved to strike out section 251.

Mr. Brown offered the following amendment to the amendment:

I move to strike out all after the word "claims," in line 4, and insert the following: "The employment heretofore provided for shall not include services rendered for poor persons accused of crime, but in all cases where a person accused of crime is too poor to employ counsel to defend him, the court shall appoint some reputable attorney or attorneys to defend him, and make an allowance therefor, which shall be paid by the County Treasurer out of the county funds upon presentation of a certified copy of the order of court making the appointment."

Mr. Henry offered the following substitute:

I move as a substitute for the motion of the Senator from Jackson, to amend section 251 by striking out the word "shall," in line 1, and insert the word "may."

Mr. Comstock moved that the section and amendments be referred to a committee consisting of Messrs. Brown, Bell and Wilson.

Which was agreed to.

Mr. Smith asked and obtained leave of absence for the Committee on Fees and Salaries for the night session.

On motion, the Senate adjourned.

NIGHT SESSION.

TUESDAY, March 22, 1881.

Senate reassembled at 7:30 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Comstock offered the following joint resolution:

Resolved by the Senate, the House of Representatives concurring, That the following amendment to the Constitution of the State of Indiana be and the same is hereby proposed, to wit: Amend section 2 of the 7th article, to read: "Sec. 2. The Supreme Court shall consist of not less than five nor more than seven Judges, a majority of whom shall form a quorum. They shall hold their offices for six years if they so long behave well."

Which was read a first time and referred to the Committee on Judiciary.

Mr. Owen moved to proceed with Senate Bill No. 325:

Mr. VanVorhis moved to amend by inserting House Bill instead of Senate Bill No. 325.

Amendment adopted.

Motion as amended was adopted.

Engrossed House Bill No. 119: A bill amendatory of the act concerning the organization and perpetuity of voluntary associations, etc.

Read a second time, with committee report thereon recommending that it do pass.

Mr. Voyles made the following motion:

I move that the bill be recommitted, with instructions to amend the bill so that it shall so read that not more than twenty-five cents per day shall be allowed by the boards of commissioners under the provisions of the bill.

Mr. Brown moved that further consideration of the report be postponed until to-morrow.

Which was agreed to.

Engrossed House Bill No. 61, concerning telephone companies and mining and manufacturing companies, etc.

Was read a second time, with committee report thereon recommending that it be amended.

Mr. Comstock offered the following:

I move to amend the report by striking out the following words in the 1st section, to wit: "Recorder of the county in which the company or corporation having its principal office," and insert instead thereof the following: "Secretary of State;" also, by striking out the words "Recorder's office of such county," in the 3d section, and inserting instead thereof the words "office of Secretary of State."

Which was adopted.

Mr. Spann offered the following:

MR. PRESIDENT:

I move to strike out the enacting clause of the bill.

Which was rejected.

Report concurred in.

Engrossed House Bill No. 34: Providing for the election of a Police Judge for the city of Indianapolis, etc.

Was read a second time, with committee report thereon recommending that it be amended, and when so amended that it do pass.

The Chair appointed Messrs. Hostetter and Voyles on the committee provided for in House Joint Resolution No. 3.

Mr. Brown moved that the further consideration of the report be postponed until to-morrow at 10:30 A. M.

Which was agreed to.

Engrossed House Bill No. 91: To encourage immigration to the State of Indiana, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Engrossed House Bill No. 316: For the relief of William J. Ricey, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Langdon moved that the Senate take up Senate Bill No. 325.

The ayes and nays being demanded by Messrs. Spann and Woollen, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Chapman, Coffey, Davis, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Ristine, Spann, Viehe, White, Wilson, Woods and Yancey. Ayes, 19.

Those voting in the negative were:

Messrs. Comstock, Grubbs, Henry, Hostetter, Kahlo, Macartney, Rahm, Urmstan, VanVorhis, Voyles and Woollen. Nays, 11.

No quorum voting.

Mr. Marvin moved that Senate adjourn.

The ayes and nays being demanded by Messrs. Spann, Henry, Coffey, Viehe and Kahlo, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Davidson, Davis, Kramer, Leeper, Majors, Marvin, Smith and Voyles. Ayes, 9.

Those who voted in the negative were:

Messrs. Bischowsky, Brown, Coffey, Comstock, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Rahm, Ristine, Spann, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 21.

So the motion was rejected.

Mr. Spann moved a call of the Senate, and that the doors be closed.

Which was adopted.

The roll being called discovered thirty-three Senators present and answering to their names, as follows:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Coffey, Comstock, Davidson, Davis, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Total, 33.

On motion, Senate adjourned.

THOMAS HANNA,
President of Senate.

WEDNESDAY MORNING.

MARCH 23, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. J. R. Mitchell.

Pending the reading of Tuesday's Journal, on motion of Mr. Yancey, the further reading of the Journal was dispensed with.

Mr. Comstock offered the following resolution:

Resolved by the Senate, the House of Representatives concurring, That a joint committee of the two houses be appointed, consisting of five Senators, appointed by the Speaker of the House; recommend from the bills now pending in both houses such as they shall deem deserving priority of consideration, naming the order of consideration, and report their action not later than Friday morning, March 25, 1881.

Mr. Brown offered the following amendment:

That in making up the calendar herein contemplated, the committee shall be restricted to appropriation bills, tax bills, and the measures recommended by the Revision Board and Committee.

Mr. Briscoe offered the following substitute:

Resolved, That the Senate having wasted much valuable time in discussion of minor and unimportant questions, that hereafter all speeches in the discussion of any question by members of the Senate be limited to five minutes each; and,

Be it further resolved, That all of the time of the Senate be devoted exclusively to the work of codifying the laws, the tax bill, and appropriation bills.

Mr. Benz moved to lay substitute on the table.

The ayes and nays being demanded by Messrs. Wilson and Benz, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Chapman, Coffey, Davidson, Davis, Foster,

Garrigus, Graham, Hart, Hefron, Hostetter, Hutchinson, Kramer, Langdon, Leeper, Macartney, Rahm, Ristine, Sayre, Shaffer, Smith, Urmstan, VanVorhis, Viehe, Voyles, Woods and Woollen. Ayes, 28.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Comstock, Grubbs, Henry, Kahlo, Keyser, Marvin, Menzies, Owen, Spann, Wilson and Yancey. Nays, 15.

So the motion was agreed to.

Mr. Shaffer called up his motion of yesterday to change the hour of meeting from 10 to 9 A. M.

Mr. Brown moved to amend by striking out 9 and inserting 9:30.

Mr. Brown moved to lay on the table.

The ayes and nays being demanded by Messrs. Spann and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Coffey, Foster, Hefron, Leeper and Menzies. Ayes, 9.

Those who voted in the negative were:

Messrs. Brown, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Macartney, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 33.

So the motion was rejected.

Question on amendment.

The ayes and nays being demanded by Messrs. Spann and Wilson, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Coffey, Hefron, Kramer, Langdon, Leeper, Majors, Menzies, Rahm, Smith, Urmstan, Voyles and Woods Ayes, 15.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Macartney, Marvin, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis, Viehe, Wilson, Woollen and Yancey. Nays, 30.

So motion was rejected.

Mr. Menzies asked and obtained leave of absence for Mr. White for to-day, on account of sickness.

Mr. Bell moved to strike out "9½" and insert "8½."

The ayes and nays being demanded by Messrs. Bell and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Brown, Bundy, Coffey, Compton, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Menzies, Rahm, Ristine, Sayre, Shaffer, Smith, Urmstan, VanVorhis, Viehe, Voyles, Wilson and Woods. Ayes, 33.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Davidson, Hart, Macartney, Majors, Marvin, Poindexter, Spann, Woollen and Yancey. Nays, 13.

So the motion was adopted.

The Chair ruled that this resolution, as amended, can not be voted on to-day—it must go over till to-morrow.

Mr. Voyles moved to reconsider the vote by which the 8:30 o'clock proposition was adopted.

The Chair announced the question, being on vote concurring in report of the Committee on Orphans' Home at Knightstown, under operation of the previous question from the adjournment of last Saturday.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Comstock,

Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Viehe, Voyles, Wilson, Woods and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Coffey, Compton, Davidson, Foster, Hefron, Hutchinson, Majors, Rahm, Shaffer, Urmstan and Woollen. Nays, 14.

So report was concurred in.

Mr. Menzies not voting, being paired with Senator White.

Mr. Spann moved to reconsider the vote, and to lay that motion on the table.

The ayes and nays being demanded by Messrs. Spann and Wilson, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Langdon, Macartney, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, Voyles, Wilson, Woods and Yancey. Ayes, 23.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Kramer, Leeper, Majors, Rahm, Urmstan, Viehe and Woollen. Nays, 17.

So the motion was adopted.

Mr. Menzies not voting, being paired with Senator White.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in and adopted the report of the Conference Committee on House Bill No. 204, relating to taxation.

I am also directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 462: A bill to authorize railroad

companies to construct, acquire, maintain and operate telegraph companies.

Engrossed House Bill No. 176: A bill to legalize the levy and sale upon execution of the rights, franchises and choses in action of the New Pittsburgh and Brown Turnpike Company.

Engrossed House Bill No. 239: A bill to legalize the incorporation of the town of Geneva.

Engrossed House Bill No. 184: A bill to legalize the election held in 1880 in the town of Sullivan,

Engrossed House Bill No. 266: A bill to amend the first section of an act entitled, "An act to provide for the erection and repair of bridges in certain cases."

And the same are herewith submitted to the Senate for action thereon.

I am further directed to inform the Senate that the Speaker has signed the following enrolled act:

Enrolled Senate Act No. 32: An act to amend section 1 of an act entitled, "An act concerning the organization and perpetuity of voluntary associations," etc.

And the same is herewith returned to the Senate for the signature of the President thereof.

Mr. Chapman offered the following appeal from the decision of the Chair:

Notice having been given on yesterday, by the Senator from Huntington, that he would on to-day move to amend Rule 1 of the Senate in regard to the time of meeting in the morning, etc., so as to fix the time of meeting at 9 o'clock, and the Senate having taken up the motion of the Senator from Huntington, and having amended it so as to fix the hour in said motion at 8:30 o'clock, the Senator from Posey made the point of order that the motion having been amended should lie over for one day, which point of order was sustained by the Chair. The undersigned appeal from said ruling of the Chair, to the effect that the said motion to change the said rule, having been amended, had to lie over for another day before being acted upon.

GEORGE H. CHAPMAN,
Senator from Marion.

CHARLES L. HENRY,
Senator from Madison and Grant.

Mr. Brown moved to lay the appeal on the table.

The ayes and nays being demanded by Messrs. Bell and Brown, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Coffey, Compton, Davidson, Davis, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Kramer, Leeper, Majors, Menzies, Rahm, Smith, Spann, Urmstan, Voyles, Woods, Woollen and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Chapman, Garrigus, Henry, Macartney, Marvin, Owen, Ristine, Sayre, Shaffer and VanVorhis. Nays, 12.

So motion was adopted.

The Chair announced the consideration of Senate Bill No. 8.

Mr. Hefron moved to refer to a special committee of five.

Which was adopted.

The Chair appointed as said committee Messrs. Hefron, Hutchinson, Ristine, White and VanVorhis.

Senate Bill No. 299 was taken up for another vote.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Macartney, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Wilson, Woods, Woollen and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Benz, Howard, Hutchinson, Rahm, Viehe and Voyles. Nays, 6.

So the bill passed.

Title adopted as read.

Engrossed Senate Bill No. 278:

To amend section 8 in regard to banks. 1 R. S. (Davis), 1876, page 163, etc.

Was read a third time.

Question on its passage?

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Macartney, Marvin, Menzies, Rahm, Ristine, Sayre, Spann, Urmstan, VanVorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 35.

Mr. Benz voting in the negative.

So the bill passed.

Title adopted as read.

Engrossed Senate Bill No. 306: Concerning Richmond and Liberty railroad, etc.

Was read a third time.

Question on its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Comstock, Davidson, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Macartney, Majors, Marvin, Menzies, Owen, Ristine, Shaffer, Spann, Urmstan, VanVorhis, Voyles, Woods, Woollen and Yancey. Ayes, 35.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion of Mr. Menzies, Engrossed House Bill No. 175 was taken up.

Mr. Menzies moved that the constitutional rule be suspended; that the bill be read a first and second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Spann. Urmstan, VanVorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 37.

No one voting in the negative.

So the motion was adopted.

So Engrossed House Bill No. 175, authorizing the sale by the State Auditor of lot 77 in Jeffersonville, Indiana, to William N. McCoy, was read a first and second time by title only, and a third time by sections.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Howard, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Spann, VanVorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 34.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Engrossed House Bill No. 83: Relating to notes payable in bank, providing that defenses shall be available in all cases, etc.

Was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Hart, Hefron, Hostetter, Howard, Hutchinson, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Sayre, Urmstan and Yancey. Ayes, 22.

Those who voted in the negative were:

Messrs, Bell, Benz, Bischowsky, Brown, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Kahlo, Rahm, Ristine, Spann, VanVorhis, Viehe and Woollen. Nays, 17.

Bill failed to pass for want of quorum.

The Chair announced that he had signed Senate Enrolled Act No. 32.

Mr. Hutchinson, from the Committee on the Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred the Senate Journal (special session) for Tuesday, March 23, have examined the same and found it correct.

Which was concurred in.

Mr. Grubbs, from the Committee on Judiciary, presented a report on House Bill No. 227, recommending the substitution of new matter, and when so amended that the bill do pass.

On motion the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, March 23, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

On motion of Mr. Urmstan, Engrossed House Bill No. 462, to enable railroads to erect and maintain telegraph companies, etc.

Was read a second time and referred to the Committee on Railroads.

Mr. Langdon asked and obtained leave of absence for Mr. Traylor on account of sickness, and that he was paired with him on all political questions until Friday, March 25, 1881.

Mr. Voyles presented claim of A. W. Monroe for services as Doorkeeper of the Senate, which was referred to the Committee on Claims without reading.

Mr. VanVorhis offered the following concurrent resolution:

Resolved by the Senate, the House of Representatives concurring, That the clerk to the Committee on Public Printing and Stationery be requested to report forthwith to each House of this General Assembly the value of stationery used during the late regular session, first, by the committees of the Senate; second, by the committees of the House of Representatives; third, by the Principal Secretary of the Senate; fourth, by the Principal Clerk of the House of Representatives; fifth, by the Assistant Secretary of the Senate, and, sixth, by the Assistant Clerk of the House of Representatives.

Which was adopted.

Mr. Bundy called up Engrossed House Bill No. 176, legalizing the incorporation of the New Pittsburgh and Hoover Turnpike Company, etc.

Which was read a first time and referred to the Committee on Roads.

Mr. VanVorhis, from the Special Committee, to whom was referred section 250 of Senate Bill No. 325, made the following report:

MR. PRESIDENT:

The committee to whom was referred section 250, recommend that the following be substituted therefor:

Sec. 250. It shall be the duty of such board to contract with a skillful physician having a knowledge of medicine and surgery, to attend upon the paupers in the County Asylum, and they shall also appoint skillful physicians, not to exceed one in each township of said county, to attend the poor generally, in the localities for which they are severally appointed; and each physician so appointed shall be the health officer for such localities, under the direction of, and subordinate to, the County and State Boards of Health, and they perform like duties in their several localities performed by health officers of cities and towns; *provided,* that no physician appointed under this section shall exercise any authority

as a health officer in any city or town, and no claim of any such physician shall be allowed by such board, except in pursuance to the terms of a contract made at the time of such appointment.

Mr. Spann moved to concur in the report of the conference committee on the tax bill, being House Bill No. 204.

Mr. Chapman demanded the previous question.

Which was seconded.

The previous question was ordered.

Mr. Brown demanded a division of the question, so that the vote shall be taken on section 90 separately.

Question being on all of the amendments except section 90.

The ayes and nays being demanded by Messrs. Bell and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Howard, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Woods, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Bell, Brown, Bundy, Compton, Foster, Hefron, Hutchinson, Keyser, Macartney and Voyles. Nays, 8.

So the Senate concurred in all the amendments except section 90.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 322: A bill concerning common schools.

And the same is herewith submitted to the Senate for its action thereon.

Question on concurring in section 90.

The ayes and nays being demanded by Messrs. Coffey and Foster, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe and Woods. Ayes, 30.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Foster, Hart, Hefron, Hostetter, Howard, Kramer, Voyles and Woollen. Nays, 12.

So report on section 90 was concurred in.

Mr. Owen offered the following amendment:

Amend report as follows: "*Provided further*, That such physician shall not receive any compensation for his services as Health Officer."

Which was adopted.

Report as amended concurred in.

Mr. Garrigus offered the following amendment:

I move to amend section 253 by striking out from line 5 of the printed bill the first word "the," therein, and insert in lieu thereof the following, "either the payee, assignee or other." And to further amend said section 253 by inserting in line 6 of printed bill, after the word "taxes," "and if such payee be a firm one or more member of whom owes the amount thereof, or more in taxes."

Which was adopted.

Mr. Kramer offered the following amendment:

Amend section 254 by striking out all after the word "commissioners," in line 3.

Which was adopted.

Mr. Foster offered the following amendment:

Amend section 258 as follows: Strike out the words "the largest," and insert the word "general."

Mr. Henry offered the following substitute:

MR. PRESIDENT:

I move as a substitute the following: Strike out of lines 1 and 2 the following: "a newspaper of the largest circulation in his county," and insert in lieu thereof the following, "two newspapers

of the largest general circulation in the county representing the two leading political parties of the county."

Which was adopted.

Mr. Brown, from the special committee to whom was referred section 251 of the bill, made a report recommending the substitution of new matter.

Which was concurred in.

Mr. Foster offered the following amendment:

Amend section 258, line 5, as follows: Strike out the word "five," and insert the word "eight."

Which was rejected.

Mr. Rahm offered the following amendment:

I move to amend section 257 by adding the word "Superior" after the word "Circuit," in line 1.

Which was adopted.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 266 by striking out the words, "next after such appeal," and by inserting in lieu thereof the following: "Before the next term of court."

Which was adopted.

Mr. Foster offered the following amendment:

I move to amend section 260 as follows: Strike out of lines 15 and 16 the following: "a newspaper of the largest circulation in said county," and insert in lieu thereof the following: "two newspapers of the largest general circulation in the county representing the two leading political parties of such county."

The ayes and nays being demanded by Messrs. Chapman and Garrigus, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Davidson, Foster, Hefron, Henry, Howard, Hutchinson, Keyser, Majors, Marvin, Rahm, Shaffer, Woods and Woollen. Ayes, 16.

Those voting in the negative were:

Messrs. Chapman, Coffey, Comstock, Garrigus, Graham, Grubbs,

Hostetter, Kahlo, Lockridge, Macartney, Menzies, Ristine, Sayre, Spann VanVorhis and Viehe. Nays, 18.

So the motion was rejected.

Mr. Bundy offered the following amendment:

Add to section 267 the following: "*Provided*, That in case of an appeal from said commissioners from an order granting or refusing a license to sell intoxicating liquors, said cause shall be tried in said court, and no change of venue shall be taken from said county."

The ayes and nays being demanded by Messrs. Spann and Bundy, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Hostetter, Macartney, Ristine, Sayre, Spann, VanVorhis and Yancey. Ayes, 12.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Compton, Comstock, Davidson, Foster, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Lockridge, Majors, Marvin, Menzies, Rahm, Shaffer, Urmstan, Viehe, Woods and Woollen. Nays, 27.

So amendment was rejected.

Mr. Urmstan offered the following amendment:

Amend section 269 by striking out all after the word "part," in line 3 of printed bill, up to and including the word "county," in line 4.

Which was rejected.

Mr. Chapman offered the following amendment:

Insert after the word "statement," in line 1 of printed bill, "at such term, or at some subsequent general or special term prior to June, inclusive."

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled act, to wit:

Enrolled Act, H. R., No. 340: An act legalizing certain ordinances passed by the town of Edinburgh, etc.

And the same is herewith submitted to the Senate for the signature of the President thereof.

I am also directed to inform the Senate that the House has passed the following Senate Bills, to wit:

Senate Bill No. 24: A bill authorizing the appointment of a Commissioner of Fisheries.

Senate Bill No. 74, with amendments: A bill to regulate and improve the practice of medicine.

And the same are herewith returned to the Senate.

I am also directed to inform the Senate that the House has passed the following House Bills, to wit:

Engrossed House Bill No. 451: A bill to fix the time of holding courts in the several judicial circuits.

And the same is herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has concurred in the report of the special joint Committee of the two Houses, appointed to consider Senate Bill No. 84, pending in the House, and House Bill No. 122, pending in the Senate.

The Chair announced that he had signed House Enrolled Act No. 340.

Mr. Kramer moved to strike out sections 273 and 274.

Which was rejected.

Mr. Henry offered the following amendment:

I move to amend section 270 by adding the following thereto: "And the county shall in no case be liable for the value of any such stationery or other articles which the Board of County Commissioners have not purchased as hereinafter provided."

Which was adopted.

Mr. Garrigus offered the following amendment:

I move to strike out the two words "public," in line 1 of section 293.

Which was adopted.

Mr. Henry moved to strike out section 275 of the printed bill.

The ayes and nays being demanded by Messrs. Henry and Garrigus, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hutchinson, Keyser, Kramer, Spann, VanVorhis, Viehe and Mr. President. Ayes, 18.

Those who voted in the negative were:

Messrs. Benz, Brown, Coffey, Foster, Hefron, Hostetter, Howard, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Urmstan and Yancey. Nays, 17.

So the motion was adopted.

Mr. Macartney offered the following amendment:

Strike out the words "officer or," line 9.

Which was rejected.

Mr. Woods offered the following amendment:

I move to amend section 277 by adding "and shall also buy such Justices of the Peace the statutes of the State, who shall deliver the same to their successors."

Which was rejected.

Mr. Macartney moved to strike out sections 282 and 283.

Which was adopted.

Mr. Kramer offered the following additional section to the bill:

Add to the bill:

Additional section 283½. It shall not be lawful for any member of the Board of County Commissioners to superintend any public works which they may order to be done within their respective counties.

Which was rejected.

Mr. Kramer offered the following amendment:

Amend section 281 by striking out the word "three" and insert "ten" in lieu thereof. Strike out the word "one," in line 7, and insert the word "five."

Which was rejected.

Mr. Kramer moved to strike out lines 25 and 26 of section 284.

Which was rejected.

Mr. Hefron offered the following amendment:

MR. PRESIDENT:

I move to amend section 285 by adding thereto the following proviso:

Provided, That whenever, in the judgment of the Board of Commissioners, any officer having the custody of such records is incompetent to properly copy or transcribe such records, the board may employ any competent person to copy and transcribe such records, but they shall not pay to such person for such services in any case, to exceed ten cents for each one hundred words, to be paid as above provided.

Which was adopted.

Mr. Bell moved to strike out the word "bridge," in line 3 of section 287.

On motion of Mr. Henry, sections 287, 288, 289 and 290 were referred to a special committee consisting of Messrs. Bell and Chapman.

Mr. Kramer moved to strike out sections 294 and 295 of the bill.

Which was rejected.

Mr. Coffey offered the following amendment:

Amend section 289 by striking out all after the word "overcharge," in line 19, to and including the word "indebtedness," in line 22.

Which was rejected.

Mr. Graham moved to strike out section 293 of the bill.

Which was rejected.

Mr. Kramer offered the following amendment:

Amend section 300 by striking out the word "attorney," in line 6, and insert "board" instead thereof.

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend section 306 as follows: Strike out the words, "the Common Council of," in lines 2 and 3, and also the words, "and the successors in office of such Trustee or Councilmen in office," also the words, "the Board of Trustees of," in line 2.

Which was adopted.

Mr. Lockridge offered the following amendment:

I move to strike out the words "and he or she has a wife or husband," in line 4, section 303.

Mr. Comstock offered the following substitute:

I move to amend section 303 by striking out the following words, to wit: "lost his or her eyesight, or by casualty has," in lines 2 and 3; also strike out the word "otherwise," in line 3.

Which was adopted.

Mr. Chapman offered the following amendment:

Substitute the words "the proper authorities of such incorporated town or city" for the words "the board of trustees of such incorporated town, or mayor and common council of such city," in section 308.

Which was adopted.

Mr. Marvin offered the following amendment:

Strike out the word "may," and insert in place thereof the word "shall," in line 1 in section 309.

Which was rejected.

Mr. Viehe offered the following amendment:

MR. PRESIDENT:

I move to amend section 311 by striking out the word "declared," in line 3, and substitute therefor the words "navigated or of being made."

Which was adopted.

Mr. Menzies moved to adjourn.

The ayes and nays being demanded by Messrs. Menzies, Kramer, Brown, Garrigus and VanVorhis, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Coffey, Compton, Hart, Hefron, Howard, Kramer, Majors, Marvin, Menzies, Rahm, Urmstan, Viehe and Woollen. Ayes, 17.

Those who voted in the negative were:

Messrs. Briscoe, Chapman, Comstock, Davidson, Garrigus,

Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Ristine, Sayre, Spann, VanVorhis and Yancey. Nays, 18.

So the motion was rejected.

Section 317 being read.

Mr. Brown moved to adjourn.

The ayes and nays being demanded by Messrs. Spann, Grubbs, Brown, Chapman and Menzies, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Coffey, Compton, Hart, Hefron, Howard, Majors, Marvin, Menzies, Spann, Urmstan, Viehe and Woollen. Ayes, 16.

Those who voted in the negative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Ristine, Sayre, VanVorhis and Yancey. Nays, 18.

So the motion was rejected.

Section 321 being read, Mr. Hefron moved to adjourn.

The ayes and nays being demanded by Messrs. Henry, Garrigus, VanVorhis, Kramer and Yancey, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Brown, Bundy, Coffey, Davidson, Foster, Hart, Compton, Hefron, Howard, Majors, Menzies, Urmstan, Viehe and Woollen. Ayes, 14.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Marvin, Ristine, Sayre, Smith, VanVorhis and Yancey. Nays, 21.

So the motion was rejected.

Section 327 being read, Mr. Bell moved to adjourn.

The ayes and nays being demanded by Messrs. Bell, VanVorhis, Kahlo, Grubbs and Macartney, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Compton, Davidson, Foster, Hart, Hefron, Henry, Howard, Lockridge, Majors, Marvin, Menzies, Spann, Urmstan, Woollen and Yancey. Ayes, 20.

Those voting in the negative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Garrigus, Graham, Grubs, Hostetter, Kahlo, Keyser, Macartney, Ristine and VanVorhis. Nays, 13.

No quorum voting.

Senate adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

MARCH 24, 1881.

Senate assembled at 10 o'clock, and was called to order by Senator Spann.

On motion, Senator Bundy was elected Chairman pro tem.

Prayer was offered by the Rev. John B. Baltzley.

Pending the reading of Wednesday's Journal, on motion of Mr. Foster the further reading of the Journal was dispensed with.

Mr. Voyles, from the conference committee, presented the following report:

MR. PRESIDENT:

Your committee of the House and Senate, appointed to consider engrossed Senate Bill No. 84 and engrossed House Bill No. 122, amending the law on the subject of town elections, have had the same under consideration, and recommend that engrossed Senate Bill No. 84, now in the House, do lie on the table, and that engrossed House Bill No. 122, now in the Senate, be amended, and when so amended that it do pass.

Which was concurred in.

On motion of Mr. Garrigus, Senate Bill No. 300, providing for a drainage commission, etc., was read a second time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 489: A bill to amend section 34 of an act entitled "An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named," etc.

House Joint Resolution No. 10: A joint resolution in regard to certain claims of citizens of the State of Indiana who were enrolled and served in the Indiana militia during the late war.

And the same are herewith submitted to the Senate for its action.

I am further directed to inform the Senate that the House has concurred in the resolution of the Senate, requesting the Clerk to the State Commission of Printing and Stationery, to report further to the two Houses the amount of stationery used during the late regular session.

I am further directed to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled act, to wit:

Enrolled Act, H. R., No. 175: An act to authorize the Auditor of State to convey, by deed, certain real estate in the county of Clark.

And the same is herewith submitted to the Senate for the signature of the President thereof.

Mr. Briscoe moved that the constitutional rule be suspended, the bill be read a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keiser, Kramer, Langdon, Lockridge, Majors, Marvin, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Hostetter and Rahm. Nays, 2.

So the motion was agreed to.

The Chair announced that he had signed enrolled House Act No. 175.

So Senate Bill No. 300 was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman,

Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Menzies, Rahm, Ristine, Sayre, Smith, Spann, VanVorhis, Viehe and Yancey. Ayes, 31.

Those who voted in the negative were:

Messrs. Hefron, Kramer, Marvin, Traylor, Voyles and Woolen. Nays, 6.

So the bill passed.

Title adopted as read.

Mr. Grubbs, from the Committee on Judiciary, presented the following report:

MR. PRESIDENT:

The Committee on Judiciary, to which was referred so much of Senate Bill No. 325 as relates to the office of Attorney General, has had the same under consideration, and have directed me to report the same back without amendment.

Mr. Chapman, from the Committee on Prisons, made the following report:

MR. PRESIDENT:

The Committee on State Prisons, to which was referred Senate Bill No. 215, have had the same under consideration, and recommend that the same do pass.

Mr. Ristine, from the Special Committee, reported on Senate Bill No. 274, legalizing the acts of an incorporation of certain voluntary associations organized in Gibson county, etc., recommending that it be amended, and when so amended that it do pass.

Which was concurred in.

Mr. Hart moved that Senate Bill No. 274 be read a second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffee, Compton, Davidson, Foster, Garrigus, Grubbs, Hart,

Henry, Kahlo, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woollen and Yancey. Ayes, 36.

Mr. Hostetter voting in the negative.

So the motion was agreed to.

So Senate Bill No. 274 was read a second time by title only, and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woollen and Yancey. Ayes, 37.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion of Mr. Voyles, House Bill No. 122, amendatory of an act prescribing certain duties and powers of County Commissioners and other officers, etc., was taken up.

Mr. Voyles moved that the constitutional rule be suspended, bill read a second time by title only, a third time by sections and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles and Yancey. Ayes, 34.

No one voting in the negative.

So the motion was agreed to.

So House Bill No. 122 was read a second time by title only, and a third time by sections.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Coffee, Compton, Comstock, Davidson, Davis, Graham, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Menzies, Rahm, Ristine, Shaffer, Spann, Traylor, VanVorhis, Viehe, Voyles, Woods and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Chapman, Hefron and Marvin. Nays, 3.

So the bill passed.

On motion of Mr. Voyles, title amended.

Senate Bill No. 164: Amending charter of the Bank of Commerce, formerly the Indianapolis Insurance Company.

Was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Shaffer, Spann, Traylor, VanVorhis, Voyles, Woods and Yancey. Ayes, 33.

Those who voted in the negative were:

Messrs. Hefron, Howard and Hutchinson. Nays, 3.

So the bill passed.

Title adopted as read.

Senate Bill No. 81: Defining taxation of lands in cities and towns, etc.

Was taken up and read a third time.

Passed over.

Senate Bill No. 219: Protecting freight and freight cars, etc.

Was read a third time.

Mr. Chapman moved to lay bill aside.

Which was adopted.

Senate Bill No. 177: In relation to trust fund of Purdue University, etc.

Was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woods and Yancey. Ayes, 38.

Mr. Briscoe voting in the negative.

So the bill passed.

Title adopted as read.

House Bill No. 65: Legalizing the incorporation of Union Christian College, at Merom, Indiana, etc., heretofore read a third time, was taken up.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Majors, Menzies, Rahm, Ristine, Shaffer, Spann, Traylor, VanVorhis, Viehe, Voyles, Woods and Yancey. Ayes, 34.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion of Mr. Brown, House Bills on second reading were taken up.

House Bill No. 119:

A bill amendatory of the act concerning the organization and perpetuity of voluntary associations, etc.

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

House Bill No. 196:

Abolishing office of City and Town Assessors, etc.

Was read a second time, with committee report thereon, recommending that it be indefinitely postponed.

Concurred in.

Mr. Bischowsky, from the Committee on Supervision and Inspection of the of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred the Senate Journal (special session) for Wednesday, March 23, 1881, have examined the same and found it correct.

Which was concurred in.

Engrossed House Bill No. 34: Providing for the election of a Police Judge for the city of Indianapolis, etc.

Was read a second time, with committee report thereon recommending that it be amended, and when so amended that it do pass.

On motion, Senate adjourned.

AFTERNOON SESSION.

FRIDAY, March 25, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Spann, from the Committee on Railroads, reported on Engrossed House Bill No. 462, recommending that it do pass.

Senate resumed the consideration of Senate Bill No. 325, commencing at section 329.

Mr. Hefron offered the following amendment:

I move to strike out the word "twenty-five" and insert in lieu thereof the word "ten," in line 4.

Mr. Foster offered the following amendment to the amendment:

Amend section 337, as follows: Strike out the words "twenty-five" and insert "fifteen."

Which was rejected.

Amendment rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 238: A bill providing for the sale of lands and lots purchased on behalf of the State, on judicial and other sales.

Engrossed House Bill No. 167: A bill to amend the first section of an act entitled, "An act providing for the protection of wild game," etc.

Engrossed House Bill No. 207: A bill concerning articles adrift or wrecked.

Engrossed House Bill No. 273: A bill to legalize the Board of Trustees of the town of Ridgeville, Randolph county, etc.

Engrossed House Bill No. 292: A bill to amend section 31 of an act for the relief of the poor, etc.

Engrossed House Bill No. 222: A bill providing for the appraisement and sale of lands forfeited to the State.

Engrossed House Bill No. 283: A bill legalizing the incorporation of the town of Argus.

Engrossed House Bill No. 154: A bill to amend section 4 of an act entitled, "An act regulating the indebtedness of counties having a voting population of over 20,000," etc.

Engrossed House Bill No. 220: A bill concerning the lien of mechanics, laborers, and material men.

And the same are herewith submitted to the Senate for its action thereon.

And the House has also passed Senate Bill No. 192: A bill to

legalize the proceedings of the Board of Trustees of the town of Milton.

And the same is herewith returned to the Senate.

Mr. Henry moved to strike out section 244.

Which was adopted.

Mr. Chapman moved to strike out section 345.

Which was adopted.

Mr. Coffey offered the following motion:

I move that section 284 be referred to a special committee, consisting of the Senator from Knox, the Senator from Marion, Mr. Chapman and the Senator from Wayne, with instruction to report thereon to-morrow morning.

Which was adopted.

Mr. Chapman offered the following amendment:

Strike out "five" and insert "two" in lieu thereof.

Which was rejected.

Mr. Brown moved to refer section 360 to a special committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Brown, Menzies and Chapman.

Mr. Spann moved to refer section 367 to the Committee on Fees and Salaries.

Which was rejected.

Mr. Henry offered the following amendment:

MR. PRESIDENT:

I move to amend section 362 as follows: After the word "officer," in line 2, insert the following: "or any judgment upon which any execution has been issued to him for collection."

Which was adopted.

Mr. Urmstan offered the following amendment:

Amend section 354 by striking out all after the word "courts," in line 4 of the printed bill.

Which was adopted.

Mr. Chapman offered the following amendment:

Strike out the words "joint and several, with at least two good freehold sureties," in lines 4 and 5, in section 368.

Which was adopted.

Mr. Marvin moved to strike out " 7," in line 3, in section 378, and insert " 6."

Mr. Brown, from the special committee to whom was referred section 360 of Senate Bill No. 325, presented the following report:

MR. PRESIDENT:

The select committee to whom was referred section 360, of Senate Bill No. 325, make the following report: Strike out all after the word "county," in line 3, to the word "suppose," in line 4, and insert the following words: "And within twenty-four hours thereafter file, or cause to be filed, before such Justice of the Peace an affidavit, charging such persons with the crime or misdemeanor for which he was arrested, and such Justice of the Peace shall hold such person in custody, or admit him to bail, until said charge in said affidavit stated is heard and determined.

Which was concurred in.

Question on Mr. Marvin's amendment.

The ayes and nays being demanded by Messrs. Shaffer and Chapman, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Briscoe, Bundy, Compton, Davidson, Foster, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Langdon, Majors, Marvin, Menzies, Rahm, Urmstan, Voyles and Woods. Ayes, 20.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Chapman, Graham, Grubbs, Henry, Lockridge, Macartney, Ristine, Shaffer, Traylor, VanVorhis, Viehe and Yancey. Nays, 14.

So amendment was adopted.

Mr. Brown moved to strike out section 380.

The ayes and nays being demanded by Messrs. Graham and Chapman, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Compton, Comstock, Davidson, Foster, Hart, Hefron, Henry, Kramer, Marvin, Menzies, Rahm, Traylor, Urmstan and Woods. Ayes, 17.

Those voting in the negative were:

Messrs. Bell, Briscoe, Chapman, Coffey, Garrigus, Graham, Grubbs, Hostetter, Hutchinson, Langdon, Lockridge, Macartney, Majors, Ristine, Shaffer, Spann, Viehe, Voyles and Yancey. Nays, 19.

So the motion was rejected.

Mr. Graham offered the following amendment:

MR. PRESIDENT:

I move to amend section 371 by adding to it the following:

Provided, That no such inquiry shall be made in any case where a person shall die from casualty in the presence of his family or relatives, without the consent of such family or relatives.

Mr. Bell moved to refer section 371 and the proposed amendment to a special committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Bell, Menzies and Graham.

Mr. Menzies offered the following amendment:

I move to amend section 387 of the bill by striking out all after the word "mortgages," in line 2, including the word "them," in line 3, and inserting in lieu thereof the words "and other instruments in writing."

Which was adopted.

Mr. VanVorhis offered the following amendment:

I move to amend section 394½ by striking out all after the word "penalty," in line 5, to and including the word "offices," in line 6, and insert the following: "in an amount equal to the aggregate of all taxes, penalties and levies of every sort upon all the property in such county as shown upon the face of the tax duplicate at the time of giving such bond."

Which was adopted.

Mr. Foster offered the following amendment:

Amend section 383 as follows: Strike out, in line 6, all after the first word "business," and insert the following: "Every day in the year, Sundays and Fourth of July excepted, between the hours of 9 A. M. and 5 P. M., when by himself or deputy he shall attend to the duties of his office."

Which was adopted.

Mr. Macartney moved to strike out lines 6 and 7 of section 400.

Mr. Woods offered the following substitute:

Amend section 400, after the word "pencil," in line 7, by adding "and for a violation of any of the provisions of this section the Treasurer shall be fined not exceeding ten dollars."

Mr. Henry moved to amend section 400, the substitute, by striking out "ten" and inserting "fifty."

Mr. Menzies moved to reject substitute and amendment.

Which was rejected.

Amendment adopted.

Substitute, as amended, was rejected.

Mr. Bell, from select committee, made the following report:

Amend section 371 by adding thereto the following proviso: "*Provided*, That no such inquiry shall be made in any case where a person shall die from casualty in the presence of his family or relatives, without the consent of such family or relatives, unless an affidavit shall be first filed with said Coroner, stating that the official believes, or has reason to suspect, that such death was caused by the unlawful act of some person or persons.

Mr. Menzies presented the following minority report:

MR. PRESIDENT:

I do not concur in the majority report of the committee, and recommend that the section remain as it now reads, without amendment.

The ayes and nays being demanded on the adoption of the minority report, by Messrs. Spann and Bundy, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Comstock, David-

son, Davis, Foster, Garrigus, Hart, Hefron, Hostetter, Hutchinson, Keyser, Langdon, Lockridge, Menzies, Owen, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson and Woollen. Ayes, 26.

Those who voted in the negative were:

Messrs. Bell, Brown, Graham, Grubbs, Kahlo, Macartney, Marvin, Rahm, Ristine, Shaffer, Spann and Yancey. Nays, 11.

So the minority report was adopted.

Mr. Garrigus offered the following amendment:

I move to amend section 398 by striking out the words "during business hours," in line 2 thereof, and insert in lieu thereof "between the hours of 9 o'clock, A. M. and 5 o'clock, P. M. during each day of the year, Sundays and the fourth of July excepted."

Which was adopted.

Mr. Foster offered the following amendment:

Amend section 408 as follows: Strike out the word "may," in line 2, and insert the word "shall."

Which was rejected.

Mr. Chapman offered the following amendment:

I move to strike out the words "with at least two good freehold sureties," in lines 4 and 5, section 411.

Which was rejected.

Mr. Bell offered the following amendment:

Amend the printed section 408 by striking out the word "removed," and insert in lieu thereof the word "suspended," and also by adding at the close of the section the words "during the pendency of such suit."

Which was rejected.

Mr. Woods offered the following amendment:

Amend section 408 by adding after the word "county," in line 3, the following: "and for a wilful violation of any of the provisions of this act the Treasurer shall be fined not exceeding fifty dollars."

Which was rejected.

Mr. VanVorhis offered the following amendment:

I move to amend section 338 by striking out "9," in line 4, and inserting "7½."

Mr. Bundy offered the following amendment:

I move to amend the amendment to section 338 by striking out "7½" and inserting "8 o'clock."

Which was adopted.

Amendment as amended adopted.

Mr. VanVorhis offered the following amendment:

I move to amend section 383, as amended by the Senate, by striking out "9" and inserting "8," so as to make the time during which the Auditor shall keep his office open between the hours of 8 A. M. and 5 P. M.

Which was adopted.

Mr. VanVorhis offered the following amendment:

I move to amend section 398 as amended by the Senate, by striking out "9" and inserting "8," so as to make the time during which the Treasurer shall keep his office open, between the hours of 8 A. M. and 5 P. M.

Which was adopted.

Mr. VanVorhis offered the following amendment:

Amend section 413 by striking out the words "and the consideration," in line 5; the words "and also the total principal amount secured by the mortgage, if any amount is specified therein," in lines 6 and 7, and the words "and the fees for the recording thereof," in line 8.

Which was rejected.

Mr. VanVorhis offered the following amendment:

"SEC. 415. In addition to the 'entry' and 'mark and brand' books, there shall be four classes of books in which the recorder shall record instruments directed by law to be recorded. One shall be called the 'Deed Book,' in which he shall record all deeds and other instruments whereby land is conveyed. Another shall be called 'Mortgage Book,' in which he shall record all mortgages, liens, leases and other instruments which may pertain to a lien upon real estate. Another shall be called 'Plat Book,' in which all plats shall be recorded. Another shall be called 'Miscellaneous

Record Book,' in which he shall record all certificates, articles of association, and all other papers and instruments now or hereafter authorized by law to be recorded. All such books shall be of good size and good material, well bound, and the county shall pay for them."

Which was rejected.

Mr. Ristine moved to amend section 411 by striking out the word "ten," in line 3, and inserting the word "five."

Which was rejected.

Mr. Hefron offered the following amendment:

I move to amend section 418 by inserting after the word "alphabetically," in line 4, the following: "And in case the grantor be an administrator, executor, guardian, sheriff, coroner, trustee, commissioner or attorney, the conveyance shall be indexed in the name of the last owner of the land and the person making the deed."

Which was adopted.

Mr. Macartney moved to strike out the words "and the amount secured thereby," in lines 7 and 8.

Which was rejected.

Mr. Comstock offered the following amendment:

I move to amend section 413 by striking out the words "and the fees for the recording thereof," in line 8.

Which was adopted.

Mr. Hefron moved to refer section 285 to a special committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Hefron, Bell and VanVorhis.

Mr. Traylor offered the following amendment:

Amend section 415 by inserting, in line 7, after the word "recorded," the following: "another shall be called the mechanic's lien book, in which all notices of mechanics' and material men's liens shall be recorded."

Which was adopted.

Mr. Comstock offered the following amendment:

I move to amend section 420 by striking out the following words, in lines 3 and 4, to wit: "And County Recorders are prohibited from using said printed forms for record books in which to record any instrument after such printed records as may be on hand and in use belonging to the county and filled," being all after the word "legalize," in line 3.

Which was rejected.

Mr. Traylor moved to amend section 415 by striking out the word "six," in line 1, and insert in lieu thereof the word "seven."

Which was adopted.

Mr. Menzies moved to amend section 420 by striking out all after the word "instruments," in line 4.

Which was adopted.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 370: A bill supplemental to an act, entitled, "An act providing for the incorporation of companies formed for the purpose of constructing bridges for railway or common roadway purposes," etc.

Engrossed House Bill No. 143: A bill making the Township Trustees of each civil township superintendent of roads and highways in his township, and fixing a commutation road tax in lieu of labor.

Engrossed House Bill No. 148: A bill in relation to the construction of fences, gates, farm crossings and cattle guards, and operating railroads within this State, providing penalties for the regulation thereof, and declaring an emergency.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Kramer moved that sections 310, 311, 312, 313 and 314 be referred to a special committee of three.

Which was rejected.

Mr. Hefron offered the following amendment:

MR. PRESIDENT:

Your committee, to whom was referred section 285, recommend that said section be amended by adding the following proviso thereto:

And provided further, That whenever any officer or other person is directed or employed by the Board of Commissioners to copy and transcribe the index to the deeds in the Recorder's office, it shall be the duty of such officer or person to change and correct such index, if necessary, so as to comply with the forms of the index now required to be made by the County Recorder.

Which was concurred in.

On motion of Mr. Brown, House Bill No. 36, to protect sheep husbandry, etc., was taken up and read first time.

On motion of Mr. Henry it was referred to the Committee on Agriculture.

Mr. Bell offered the following amendment:

MR. PRESIDENT:

I move to amend section 425 by inserting the words, "other than the subdivision of sections and parts of sections," after the word "survey," in the first line; also strike out, in the fourth line, the words, "and seconds;" also, in same line, insert the word "and" after "degree;" also in fifth and sixth lines strike out the sentence, "and whether the lines were run on the basis of a true north or a magnetic north;" also, in eighth line, insert the word "and" before the word "minutes," and strike out the words, "and seconds," following minutes in said line; also strike out all of said section after the last word "set," in line nine, and insert the following: "But no more particular description need be given by the United States Deputy Surveyors."

Which was adopted.

Mr. Bell offered the following amendment:

I move to amend section 426 by striking out all of said section after the word "place," in the 3d line thereof in the printed bill.

Which was adopted.

Mr. Bell moved to strike out section 428 and substitute in lieu thereof new matter.

Which was adopted.

On motion of Mr. Henry, engrossed House Bill No. 117, concerning witnesses subpœnaed on the part of the State in criminal cases, etc., was taken up and read a first time and referred to Committee on Fees and Salaries.

Mr. Viehe, from a special committee, made the following report:

MR. PRESIDENT:

Your committee, which was required to report what legislation was needed in reference to the settlement of decedents' estates and the distribution thereof, respectfully report that the matter has been considered, and the committee report herewith a bill which proposes a revision of the present law. The committee recommend that 200 copies of the bill be printed.

F. W. VIEHE,
CHARLES L. HENRY,
M. GARRIGUS,
G. W. GRUBBS,
S. B. VOYLES,
Committee.

Which was concurred in.

Mr. Kahlo, from the Committee on Railroads, reported on House Bill No. 141, recommending that it do pass.

Which was concurred in.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared Senate Enrolled Acts Nos. 67 and 192 with the engrossed bills, and found them to be correct copies.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

MARCH 25, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hann in the Chair.

Pending the reading of Thursday's Journal, on motion of Mr. Benz, the further reading of the same was dispensed with.

The Clerk of the Printing Bureau, in response to a resolution of the Senate, reported that stationery had been drawn for the use of the Senate and committees from January 10, to March 7, inclusive, at an aggregate cost of $746.54.

Mr. Wilson, from the Committee on Enrolled Bills, presented the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills, to whom was referred Enrolled Senate Act No. 24, report that they have examined the same and carefully compared it with the engrossed bill on file, and do find that the same is correctly enrolled.

Mr. Chapman offered the following resolution:

Resolved, That the Committee on the Revision of the Laws be instructed to prepare and report forthwith a bill providing for holding the general elections on Tuesday after the first Monday in November, and compiling the laws now in existence governing elections, with such abbreviation, modification and alterations as to such committee shall seem expedient; and that the Board of Revision be requested to co-operate with said committee in preparing such bill.

Which was adopted.

Mr. Hefron moved that House Bill No. 138 be taken up.

The ayes and nays being demanded by Messrs. Brown and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Davidson, Hart, Hefron, Hutchinson, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre and Traylor. Ayes, 13.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Davis, Garrigus, Graham, Grubbs, Kahlo, Keyser, Macartney, Majors, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 24.

So the motion was rejected.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled bills, to wit:

Enrolled Act H. R. No. 65: An act to legalize the incorporation of the Union Christian College, of Merom, Indiana, and to legalize all the acts of said corporation, and all contracts made with and by said corporation, and declaring an emergency.

Enrolled Act Senate No. 67: An act to extend the terms of office of Town Trustees in incorporated towns, designating the manner in which they shall be chosen at the next ensuing May election, and thereafter, and prescribing some of their duties.

Enrolled Act Senate No. 192: An act to legalize the Board of School Trustees of the town of Milton, in Wayne county, Indiana, in borrowing money for the support of the public schools of said town.

Enrolled Act Senate No. 24: An act to authorize the appointment of a Commission of Fisheries, etc.

And the same are herewith placed before the Senate for the signature of the President thereof.

Mr. Spann moved to take up Concurrent Resolution No. 7.

The ayes and nays being demanded by Messrs. Spann and Briscoe, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Com-

stock, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Marvin, Owen, Rahm, Ristine, Sayre, Smith, Spann, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Hutchinson, Keyser, Kramer, Leeper, Majors, Menzies, Traylor, Urmstan, Viehe, Voyles and Woollen. Nays, 19.

Two-thirds not voting, the motion was rejected.

The Chair announced that he had signed enrolled Senate Bills Nos. 67 and 192, and House Bill No. 65.

Mr. Yancey moved to take up Senate Bill No. 325.

The ayes and nays being demanded by Messrs. Yancey and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Coffey, Compton, Comstock, Foster, Graham, Grubbs, Henry, Kahlo, Keyser, Langdon, Lockridge, Menzies, Owen, Ristine, Smith, Spann, Traylor, White, Woods and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Brown, Chapman, Coffey, Davidson, Davis, Garrigus, Hart, Hefron, Hostetter, Hutchinson, Kramer, Leeper, Macartney, Majors, Marvin, Rahm, VanVorhis, Viehe, Voyles and Woollen. Nays, 20.

So the motion was rejected.

Mr. Langdon introduced a new Senate Bill, No 352, entitled:

An act to create an appellate court, etc.

Which was read a first time and referred to the Committee on Organization of Courts.

Mr. Briscoe, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to which was referred the Senate Journal (spe-

cial session) for Thursday, March 24, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Langdon offered the following resolution:

Resolved, That Senate Bill No. 109, concerning the Tippecanoe battle grounds, be taken from the table and referred to a special committee of six, with directions to report thereon at the earliest day possible.

Which was adopted.

The Chair appointed on said committee Messrs. Langdon, Brown, Chapman, Menzies, Grubbs and Viehe.

Mr. Foster, from the Railroad Committee, reported on House Bill No. 53, recommending that it do pass.

Mr. Menzies, from the Committee on the Revision of the Laws, reported on House Bill No. 237, entitled "A bill for an act concerning landlord and tenant," etc., recommending that it be amended, and that when so amended it do pass.

The Chair announced that the question was on amendment to House Bill No. 34.

Mr. Comstock offered the following amendment:

I move to amend the report of the committee by striking out from its report the following words, to wit: "shall fix the salary of the Mayor of said city at not to exceed $2000 per annum."

Which was adopted.

Mr. Foster asked and obtained leave of absence for Mr. Shaffer for to-day on account of sickness.

Report of committee as amended concurred in.

Mr. Chapman offered the following:

Insert immediately after the word "State," in line 10, page 1 of section, the words: "The Common Council and Board of Aldermen may provide for the establishment of a Police Judge, who shall," and strike out the words "a Police Judge," in line 6, page 2.

Which was adopted.

Amendment ordered engrossed.

Mr. Woods moved that Concurrent Resolution No. 7, concerncerning the relaying of the corner stone of the new State-house, be taken up.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following resolution, to wit:

Resolved by the House of Representatives, the Senate concurring, That the Board of Trustees of the Institution for Feeble Minded Children and Soldiers' Orphans' Home are instructed to dismiss the present Superintendent of said Institution, B. F. Iback.

Mr. Grubbs demanded the previous question.

The ayes and nays being demanded by Messrs. Hefron and Bell, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Coffey, Comstock, Graham, Grubbs, Hefron, Hostetter, Howard, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Rahm, Ristine, Smith, Voyles and White. Ayes, 22.

Those voting in the negative were:

Messrs. Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Hart, Henry, Menzies, Spann, Traylor, Urmstan, VanVorhis, Woods, Woollen and Yancey. Nays, 18.

So the demand for the previous question was seconded and main question ordered.

The ayes and nays being demanded by Messrs. Brown and Bundy, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Garrigus, Macartney, Owen, Spann, VanVorhis, White and Yancey. Ayes, 11.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper,

Lockridge, Marvin, Menzies, Rahm, Ristine, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 32.

So substitute was rejected.

Question on concurring in the report of the committee.

The ayes and nays being demanded by Messrs. Brown and Hart, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 44.

No one voting in the negative.

So report was concurred in.

So resolution as amended passed.

Mr. Menzies moved to reconsider the vote just taken, and moved to lay that motion on the table.

The latter motion was agreed to.

Mr. Davis, from the Committee on Finance, made a majority report for said committee on House Bill No. 422, the General Appropriation Bill, recommending that the bill be amended, and when so amended that it do pass.

On motion, the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, March 25, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor in the Chair.

Mr. Marvin offered the following amendment:

Add to section 424: "The County Board shall also employ such county surveyor to perform all surveys and engineering re-

quired to be made and done in constructing gravel roads and ditches in the county or township."

Which was adopted.

On motion of Mr. Comstock, it was ordered that sections be called by numbers, but not read.

Mr. Bell moved to strike out section 429, and substitute in lieu thereof new matter.

Mr. Bell offered the following amendment:

I move to amend section 431 by striking out the words "keep in a book provided for that purpose," in lines 3 and 4 of the printed bill, and inserting in lieu thereof the following: "place on his record."

Which was adopted.

Mr. Bell offered the following amendment:

I move to amend section 433 by striking out the word "reverse," in line 3 of the printed bill, and inserting in its place the words "set aside;" also, by striking out the words "no appeal shall lie," in line 11 of the printed bill, and inserting in lieu thereof the following: "an appeal may in like manner be had."

Which was adopted.

Mr. Bell offered the following amendment:

I move to amend section 436 by inserting the words "or his deputy" after the words "county surveyor," in line 4 of the printed bill, and also by inserting the words "or deputy" after the word "surveyor," in line 8 of the same.

Which was adopted.

Mr. Bell offered the following amendment:

I move to amend section 437 by inserting the words "and of plats of towns," after the words "real estate," in line 2 of the printed bill.

Which was adopted.

Mr. Bell moved to amend section 439 by striking out the words "and seconds," in line 7 of the printed bill, and inserting the word "and," after the word "degree," in the same line; also, by adding at the end of said section the following: "And permanent monuments of stone, or other durable material, having the central parts thereof plainly marked, shall be planted at each and every point

of deflection and extremity of such streets and avenues, and plainly described in such plat before the same is recorded."

Which was adopted.

Mr. Henry moved to amend section 423 by striking out the word "two," in line 8, and inserting the word "five" in its place.

Which was adopted.

Mr. Hefron moved to amend section 441 by striking out of line 4 the word "four," and inserting in lieu thereof the word "one."

Mr. VanVorhis offered the following substitute:

I move to amend section 441 by striking out all after the words "Provided that," in line 3, to and including the word "but," in line 5.

Which was adopted.

Substitute adopted.

Mr. Hefron moved to amend section 442 by striking out of line 4 the word "two," and inserting in lieu thereof the word "one."

The ayes and nays being demanded by Messrs. Menzies and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Compton, Graham, Hefron, Leeper, Macartney, Marvin, Menzies, Ristine, Sayre, Smith, Spann, Urmstan, VanVorhis, Wilson, Woods and Yancey. Ayes, 19.

Those voting in the negative were:

Messrs. Benz, Chapman, Comstock, Davidson, Davis, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Traylor, Viehe, Voyles and White. Nays, 18.

So the amendment was adopted.

Mr. Chapman moved to amend as follows:

In section 441, lines 8 and 9, strike out the words "section 443 of."

Which was adopted.

Mr. Menzies offered the following motion:

MR. PRESIDENT:

I move that all sections of Senate Bill No. 325, relating to fees

and salaries, or the compensation of any public officers, and heretofore referred to the Committee on Fees and Salaries, be referred to a special committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Menzies, Henry and Chapman.

Mr Langdon moved to amend section 174 by striking out the words "township or municipal," in line 3 of printed bill.

The ayes and nays being demanded by Messrs. Bundy and Henry, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Compton, Comstock, Graham, Grubbs, Hefron, Henry, Kahlo, Keyser, Langdon, Lockridge, Macartney, Menzies, Owen, Ristine, Sayre, Smith, VanVorhis, Viehe, Voyles, Woollen and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Davidson, Davis, Garrigus, Hart, Hostetter, Marvin, Traylor, White and Wilson. Nays, 11.

So the amendment was adopted.

Mr. Hefron moved to amend section 259 by striking out the word "above," in line 4, and inserting in lieu thereof the word "herein."

Which was adopted.

Mr. Voyles moved to strike out section 471.

The ayes and nays being demanded by Messrs. Voyles and Van Vorhis, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Comstock, Hostetter, Lockridge, Macartney, Owen, Ristine, Sayre, Urmstan, Voyles, White and Wilson. Ayes, 13.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Langdon, Marvin, Menzies, Rahm, Traylor, VanVorhis, Viehe, Woods, Woollen and Yancey. Nays, 28.

So the motion was rejected.

Mr. Comstock moved to amend section 471 by inserting after the word "trustee," in line 1, the following words, to wit: "except the township in which cities are located."

On motion of Mr. Wilson, House Bill No. 422 was postponed till after Senate Bill No. 325 is disposed of.

Mr. Bell moved that Senate Bill No. 330 be taken up, constitutional rule suspended, bill read a second time by title only, a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hart, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

So the motion was agreed to.

Senate Bill No. 330, entitled: An act to authorize Protestant Episcopal Church in this State to raise funds for the support of Bishop, etc.

Was read a second time by title only, and a third time by sections.

The question being, Shall the bill pass?

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

So the bill passed.

Title adopted as read.

On motion of Mr. Bell, Senate Bill No. 205 was taken up and read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Bell moved to suspend constitutional rule, that bill be read a second time by title, a third time by sections and put upon its passage.

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the motion was agreed to.

So Senate Bill No. 205, amending section 1 of special charter of Concordia College of Fort Wayne, etc., was read a second time by title only and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Marvin, Owen, Rahm, Ristine, Spann, Traylor, Urmstan, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 39.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Woods called up his motion to reconsider vote by which Senate Bill No. 132 was passed.

Which was adopted.

Senate Bill No. 329 was resumed.

Mr. Garrigus moved to amend section 474 by striking out the word "February," in line 1, and insert in lieu thereof the word "March;" and strike out "within five days thereafter," in lines 2 and 3, and insert "on the second Monday of April in each year."

Which was adopted.

Mr. Woollen offered the following amendment:

MR. PRESIDENT:

I move to amend section 371 of the bill by striking out all after the word "proceed," in line 3, and inserting the following: "To the place where such dead body is and inquire into the cause of such death, and if he shall be satisfied that such death was from natural causes, he shall give notice to the parties present that he will not hold an inquest, and he shall receive for his services, in such cases, the sum of $3 and mileage at the rate of five cents per mile for going to and returning from such place. But if any responsible person shall request him to hold an inquest upon such body, then he shall proceed to hold such inquest, inquiring how, and in what manner such person came to his death."

Which was rejected.

Mr. Brown asked and obtained leave of absence for Mr. Majors until Tuesday.

Mr. Viehe moved to amend section 23 as follows:

Strike out the word "Governor" and insert the words "board or officer whose duty it is to fill the vacancy."

Which was adopted.

Mr. Chapman asked and obtained leave of absence for part of Committee on Pensions, and for Messrs. Leeper, Coffey, Henry, Yancey and Spann, for to-morrow.

Mr. Viehe moved to amend section 26 by inserting before the word "thereof," in line 4, the following: "board of officers whose duty it is to fill the vacancy."

Which was adopted.

Mr. Garrigus offered the following amendment:

I move to amend section 249 by adding thereto the following: "Said Board of Commissioners shall have authority to appoint a disinterested and competent person in each case to receive the work

on ditches when properly completed according to specifications under any ditching or drainage law in force in this State prior to the meeting of the session of the General Assembly, which person or persons so appointed shall have authority to release and satisfy of record all liens on real estate on account of ditch or drainage proceedings of record in ditch cases, when the said work is constructed according to the specifications therein; but before entering upon said duties, such persons shall take and subscribe an oath for the faithful discharge of their duties, which oath and appointment shall be spread of record in the commissioners' record of proceedings. Said board may allow such compensation therefor as they may deem just on an itemized and dated account being presented, properly verified: *Provided,* That in cases where an apportionment has been sold and no suit or appeal is pending, or when the amount is placed upon the tax duplicate, or when, under the law of drainage of wet lands, approved March 11, 1867, or March 13, 1879; then in such cases the lien shall not be released or satisfied unless payment has been made or until such suit shall be ended and its judgment complied with.

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend section 20 as follows: 1. After the word "whenever," in line 1, insert "any of." 2. After the word "shall," in line 1, insert the word "die." 3. Insert after the word "State," in line 2, the words "or when the sureties."

Which was adopted.

Mr. Rahm moved to amend section 319 by adding thereto the words "which shall be in full for all services rendered, including all expenses of every kind."

Which was referred to the Committee on Fees and Salaries.

Mr. Chapman moved to strike out section 350.

Which was rejected.

Mr. Viehe moved to amend section 331 by striking out all after the word "order," in line 4.

Which was adopted.

Mr. Voyles offered the following amendment:

I move to amend section 478 by adding thereto, after the last word thereof in printed bill, the following:

"And any five taxpayers may carry on such suit in the name of the township, if they shall first file in the court in which the suit is to be instituted an undertaking to pay the costs of the action if the suit shall not terminate in a judgment against the trustee."

Which was rejected.

Mr. Kramer moved to amend section 481 by striking out the words "in a separate column or columns."

Which was adopted.

Mr. Macartney moved to amend section 486 by striking out all after the word "however," in line 5, and inserting in lieu thereof the following: "that no person shall receive payment for damage caused by his own dog."

Which was adopted.

Mr. Henry moved to reconsider.

Which was rejected.

Mr. Menzies, from Special Committee, presented the following report:

MR. PRESIDENT:

The Special Committee, to whom was referred the annexed motion in relation to Senate Bill No. 325, with instructions to report and designate the sections of said bill to be stricken out of the bill and referred to the Committee on Fees and Salaries, report that the following are the sections: 167, 90, 124, 144, 145, 180, 125, 126, 206, 319, 327, 332, 333, 347, 348, 349, 352, 352½, 353, 358, 365, 366, 381, 392, 393, 394, 409, 410, 422, 440, 449, 454, 446, 488, 497, 498, 499, 500, 501, 502, 503, 504 and 505.

Which was concurred in.

Mr. Bell, from the Special Committee, reported as follows:

MR. PRESIDENT:

The committee, to whom was referred sections 287 and 288 of Senate Bill No. 325, have had the same under consideration, and recommend that section 287 be amended by striking out the word "bridge," in line 3, and that then both of said sections be adopted.

Which was concurred in.

Mr. Henry moved that the Committee on Fees and Salaries report on sections 212 and 213 immediately.

Which was adopted.

Mr. Comstock, from the Special Committee, made a majority report on sections 77 and 78, recommending the substitution of new matter.

Mr. Bell made a minority report, recommending that the report of the majority be amended by adding, on the parenthesis on the first page of said report, the words "and except also the printing of the semi-annual statements of foreign insurance companies doing business in this State, as required by law to be published."

Mr. Wilson asked and obtained leave of absence for himself and Mr. Davis for balance of day.

On motion the Senate adjourned.

THOMAS HANNA,

President of the Senate.

SATURDAY MORNING.

MARCH 26, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by Rev. T. A. Goodwin.

Pending the reading of Friday's Journal, on motion of Mr. Voyles, further reading of the Journal was dispensed with.

Mr. Lockridge asked and obtained leave of absence for Mr. Davidson until Tuesday.

Mr. Rahm moved that House Bill No. 370 be taken up and read a first time and referred to a special committee of three.

Which was adopted.

Read a first time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 299: A bill to repeal an act entitled "An act to establish a Superior Court in the county of Cass," etc.

Engrossed House Bill No. 306: A bill revoking the conditions of the bond of the Trustee of Centre township, Marshall county, Ind.

Engrossed House Bill No. 334: A bill to amend section 28 of the act entitled "An act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases."

Engrossed House Bill No. 378: A bill to amend an act entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc.

Engrossed House Bill No. 136: A bill for the relief of the State Board of Agriculture.

Engrossed House Bill No. 486: A bill concerning grand and petit juries.

And the same are herewith placed before the Senate for its action thereon.

I am also directed by the Speaker to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act House of Representatives No. 122: An act to amend various laws of the State in relation to election boards.

And the same is herewith submitted to the Senate for the signature of the President thereof.

Mr. Owen, from the Committee on Fees and Salaries, presented the following report:

MR. PRESIDENT:

Your Committee on Fees and Salaries, to whom was referred sections 212 and 213 of the bill on offices and officers, would report the same back to the Senate, recommending their adoption without amendment.

Engrossed House Bill No. 59: Authorizing the sale of certain lands belonging to the State, etc.

Was read a second time, with committee report thereon recommending that the bill be amended, and when so amended it do pass.

Concurred in.

Mr. Grubbs presented claim of Martin V. Adkins.

Which was referred to Committee on Claims, without reading.

Mr. Bell asked and obtained leave of absence for Mr. Comstock till Tuesday.

House Bill No. 197, amending guardian and wards act of June 9, 1852, etc.

Was read a second time, with majority committee report thereon recommending that the bill be amended, and when so amended it do pass.

Concurred in.

The Chair announced that he had signed enrolled House Act No. 122.

House Bill No. 97, prohibiting gaming, concert saloons, etc.

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

House Bill No. 71, providing for speedy publication of certain laws, etc.

Was read a second time, with committee report thereon recommending that the bill be indefinitely postponed.

Concurred in.

House Bill No. 101, repealing the 19th section of an act establishing a Female Prison and Reformatory Institution, etc.

Was read a second time, with committee report thereon recommending that the bill be re-committed to the Committee on Benevolent Institutions.

Concurred in.

Mr. Sayre, from the Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal (special session) for Friday, March 25, 1881, have examined the same and found it correct.

Mr. Smith, from the Committee on Fees and Salaries, returned and reported on House Bill No. 271, a substitute for the same, embracing new matter.

House Bill No. 200, amending act of May 14, 1852, relating to descents and apportionment of estates, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Chapman moved to lay aside House Bills and take up Senate Bills on second reading.

Which was adopted.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT
OF THE STATE OF INDIANA.

Gentlemen of the Senate:

I have received, approved and signed Enrolled Bills of the Senate numbered 192, 67 and 175, and have caused them to be filed in the office of the Secretary of State. A. G. PORTER,

March 26, 1881. Governor.

Gentlemen of the Senate:

I have the honor to appoint Thomas Wilson, Jr., of Daviess county, Mine Inspector, subject to the advice and consent of the Senate. ALBERT G. PORTER, Governor.

Executive Department, March 26, 1881.

Senate Bill No. 200: Legalizing sales on execution when made without special order, etc.

Was read a second time, with committee report thereon recommending that the bill be re-committed to the Committee on Judiciary.

Concurred in.

On motion of Mr. Compton, the nomination of Thomas Wilson, Jr., as Mine Inspector, was referred to the Committee on Executive Appointments.

Senate Bill No. 42, repealing act touching foreign corporations of March 15, 1879, acts '79, p. 149, etc.

Was read a second time, with majority committee report thereon recommending that it be amended, and when so amended that it do pass.

Concurred in.

On motion of Mr. Chapman, the bill was made special order for Tuesday at 11 o'clock A. M.

Mr. Garrigus, from the Committee on Corporations, presented a report on Senate Bill No. 285, recommending that the bill do pass.

Mr. Garrigus, from the Committee on Corporations, presented a report on Senate Bill No. 307, providing for the taxing of tele-

graph and telephone companies, etc., recommending that the same do lie on the table.

Mr. Garrigus, from the Committee on Corporations, presented a report on Senate Bill No. 324, in reference to regulating telegraph companies, etc., recommending that the same do pass.

Mr. Garrigus, from the Committee on Corporations, presented report on Senate Bill No. 349, legalizing the town of Lagro, recommending that the same do pass.

Mr. Garrigus, from the Committee on Corporations, presented report on Senate Bill No. 292, legalizing the town of Jonesville, in Bartholomew county, recommending that the same do pass.

Mr. White, from the Committee on Township Business, presented report on Senate Bill No. 340, recommending that the bill do pass.

On motion of Mr. Hostetter, Senate Bill No. 340 was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

Mr. Voyles, from the Committee on County and Township Business, reported on House Bill No. 36, to protect sheep husbandry, etc.

On motion of Mr. Brown, House Bill No. 36 was read a second time.

Senate amendments ordered engrossed.

Mr. Wood moved that Senate Bill No. 132 be referred to a special committee of three.

Mr. Chapman moved that the committee be instructed to amend the bill so as to provide that no money shall be paid out of the State treasury until there shall be filed with the Auditor of State a verified statement of the County Surveyor of Lake county, showing that the work of removing the sand-bar obstruction named in the bill has been performed, and the cost of such work, in which case the Auditor shall draw his warrant for the cost of such work, not exceeding, however, the sum of $6,000.

Which was adopted.

Bill and amendments referred to committee consisting of Messrs. Woods, Chapman and Compton.

Senate Bill No. 229, legalizing assessments of taxes for city purposes from 1872 to 1881, etc.

Was read a second time, with committee report thereon recommending that the bill be amended, and that when so amended it do pass.

Mr. Kramer offered the following amendment:

Insert after the figures "1872," in line –, the following: "Or pursuant to the provisions of an act entitled 'An act for the incorporation of towns, defining their powers, providing for the election of the officers thereof and declaring their duties;' approved June 11, 1852."

Which was adopted.

The report, as amended, was concurred in.

Senate Bill No. 221: Allowing depositions of female witnesses, etc.

Was read a second time with committee report thereon, recommending that it be indefinitely postponed.

Which was concurred in.

Senate Bill No. 195, amending section 634 of the civil code, etc.

Was read a second time, with committee report thereon recommending that the bill be indefinitely postponed.

Concurred in.

Senate Bill No. 143, amending sections 197, 204, 229, 230 and 281 of assessment law, etc.

Was read a second time, with committee report thereon recommending that the bill be laid on the table.

Concurred in.

Senate Bill No. 230, legalizing the incorporation of Angola, Steuben county, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Senate Bill No. 235, amending section 119 of the Justices of the Peace act, etc.

Was read a second time, with committee report thereon recommending that it be indefinitely postponed.

Concurred in.

Mr. Leeper asked and obtained leave of absence for Mr. Smith until Monday noon, and that he was paired with him on all political questions until that time.

Mr. Shaffer asked and obtained leave of absence for Mr. Marvin until Monday noon, and he is paired with him on all political questions until that time.

Mr. Voyles asked and obtained leave of absence for Mr. Woollen till Tuesday noon.

Engrossed House Bill No. 486, entitled: A bill for an act concerning grand and petit juries.

Was read a first time.

On motion of Mr. Leeper it was referred to a special committee consisting of Messrs. Garrigus, Viehe and Sayre.

Engrossed House Bill No. 207, concerning articles adrift or wrecked, etc.

Was read a first time.

Engrossed House Bill No. 220: Concerning mechanics' liens, etc.

Was read a first time and referred to the Committee on Judiciary.

Engrossed House Bill No. 238: Concerning lands purchased on behalf of the State, at judicial or other sales, etc.

Was read a first time and referred to the Committee on Judiciary.

Senate Bill No. 258: To provide for care and custody of abandoned children, etc.

Was read a second time, with committee report thereon recommending that the bill be amended, and that when so amended it do pass.

Concurred in.

On motion of Mr. Brown it was ordered that when Senate adjourn, it adjourn till Monday, at 10 o'clock A. M.

Senate Bill No. 327, relating to redemption of lands from sale on execution, etc., was read a second time, with committee report thereon recommending that the bill be amended, and when so amended that it do pass.

Which was concurred in.

Senate Bill No. 56, regulating transportation of freight on railroads, etc., was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

Mr. Garrigus, from Committee on Railroads, made a report on House Bill No. 126, recommending that it be amended, and when so amended that it do pass.

Mr. Garrigus, from Committee on Corporations, made report on engrossed House Bill No. 66, recommending that bill do pass.

Mr. Garrigus made report on engrossed House Bill No. 143, to legalize elections in town of Brookstone, White county, recommending that same do pass.

Mr. Garrigus, from Committee on Corporations, made report on Senate Bill No. 311, relating to incorporation of manufacturing and mining companies, recommending that same do pass.

House Bill No. 237, concerning landlord and tenant, etc.

Was read a second time, with committee report thereon, recommending that the bill be amended, and when so amended it do pass.

Concurred in.

Mr. Lockridge, from Committee on Roads, made report on engrossed House Bill No. 176, recommending that bill do pass.

Senate Bill No. 289, amending section 11, in regard to vacation of streets and alleys, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 290, amending sections 27 and 61, in regard to cities, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 198, legalizing certain acts of gravel road companies who purchased at sheriff's sale, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Ordered engrossed.

Senate Bill No. 35, concerning railroad companies, limiting their powers to charge fare, read second time, with committee report thereon recommending indefinite postponement.

Which was concurred in.

Senate Bill No. 51, concerning interest and usury, read a second time, with committee report thereon recommending that same be indefinitely postponed.

Which was concurred in.

Senate Bill No. 276, a bill concerning Criminal Courts, etc., was read a second time.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed Senate Bill No. 331, with amendments.

On motion of Mr. Traylor, House amendments to Senate Bill No. 331 were concurred in.

Mr. Grubbs introduced Senate Bill No. 353, entitled:

An act to provide for the registry of voters, etc.

Was read a first time and referred to Committee on Judiciary.

Mr. Howard introduced Senate Bill No. 354, entitled:

A bill for an act concerning the Decatur county cemetery, at Greensburg, Decatur county, Indiana.

Which was read a first time and referred to the Committee on Corporations.

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

MONDAY MORNING.

MARCH 28, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer was offered by the Rev. John H. Sammis.

On motion of Mr. Compton, the reading of Saturday's Journal was dispensed with.

Mr. Bundy asked and obtained leave of absence for Mr. Henry for one week.

Mr. Leeper introduced Senate Bill No. 355, entitled:

An act concerning voluntary associations for the purpose of insuring farm property.

Which was read a first time.

Mr. VanVorhis introduced Senate Bill No. 356, entitled:

A bill for an act entitled "An act to refund moneys erroneously paid into the County Treasuries of this State."

Which was read a first time and referred to Committee on Judiciary.

Mr. Hutchinson introduced Senate Bill No. 357, entitled:

A bill for an act to authorize the Board of Commissioners of any county owning real estate to be used for the purpose of agricultural and horticultural fairs, etc.

Which was read a first time and referred to the Committee on Agriculture.

Senate Bill No. 141, amending section 1 of tax law, acts '79, p. 199, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

Ordered engrossed.

Senate Bill No. 176, amending section 5, adoption of heirs, 1 R. S. p. 417, etc., was read a second time, with majority committee report thereon recommending that it do pass.

Which was concurred in.

Senate Bill No. 270, creating the Forty-fourth Judicial Circuit, etc., was read a second time, with committee report thereon recommending that the bill do pass.

Which was concurred in.

Ordered engrossed.

Mr. White introduced Senate Bill No. 358, entitled:

A bill to make appropriations to test the validity of Nelson W. Grubbs' patent for driven wells.

Which was read a first time and referred to the Committee on Finance.

On motion of Mr. Leeper, Senate Bill No. 311, amending section 1, for incorporation of mining and manufacturing companies, approved March 9, 1875, etc., was read a second time, with majority committee report thereon, recommending that it do pass.

Which was concurred in and bill ordered engrossed.

Mr. Coffey introduced Senate Bill No. 359, entitled:

An act to amend sections of an act entitled "An act to legalize and render valid the records of the Court of Common Pleas of the various counties of the State of Indiana," approved March 14, 1877.

Read a first time and referred to Committee on Organization of Courts.

Senate Bill No. 173, fixing the time of holding court in the Forty-second Circuit, etc., was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

Ordered engrossed.

On motion of Mr. Bundy, House Bill No. 273, concerning the town of Ridgeville, legalizing the act of trustees, etc., was read a second time.

On motion of Mr. Bell, House Bill No. 143, making Township

Trustees superintendents of roads and highways, etc., was read a first time and referred to the Committee on Roads.

On motion of Mr. Kramer, House Bill No. 311, concerning fees and salaries—amends section 26 of act of March 31, 1879, etc., was read a first time and referred to the Committee on Fees and Salaries.

Senate Bill No. 191, substitute for law in regard to railroads, 1 R. S. p. 709, etc., was read a second time, with majority committee report thereon recommending that it do pass.

Which was concurred in.

Ordered engrossed.

On motion of Mr. Davis, House Bill No. 266, concerning bridges over streams forming county boundary lines, etc., amending section 1 of Act of May 14, 1869, etc., was read a first time.

On motion of Mr. Coffey, Senate Bill No. 117, to pay Matthew M. Campbell for extra services rendered while teaching at the State University at Bloomington, etc., was read a second time, with committee report thereon recommending that it be amended, and that when so amended it do pass.

Which was concurred in.

Ordered engrossed.

On motion of Mr. Leeper, House Bill No. 422 was recommitted, with instructions to report at 3 o'clock P. M.

On motion of Mr. Yancey, Senate Bill No. 74, regulating and improving the practice of medicine, etc , with House amendments thereto, were read.

Mr. Yancey moved that further consideration of the matter be postponed till to-morrow at 10 o'clock A. M.

Which was adopted.

On motion of Mr. Traylor, Senate Bill No. 317, amending section 16 for organization of county boards, etc.

Was read a second time, with committee report thereon recommending that it be amended, and when so amended it do pass.

Concurred in.

Ordered engrossed.

On motion of Mr. Voyles, Senate Bill No. 273, making it unlawful to garnishee wages in evasion of State laws, etc.

Was read a second time, with committee report thereon recommending that it do pass.

Mr. White presented to the Secretary petitions from citizens favoring Senate Bill No. 358.

Which were referred to the same committee.

Mr. Lockridge, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your Committee on Inspection and Supervision of the Journal of the Senate, to whom was referred Senate Journal (special session) for Saturday March 26, 1881, have examined the same and found it correct.

Which was concurred in.

On motion, the Senate adjourned.

AFTERNOON SESSION.

MONDAY, March 28, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

The Lieutenant Governor announced special order to be business undisposed of at adjournment on Friday, namely: Reports of committee on sections 77 and 78 of Senate Bill No. 325.

Mr. Brown moved to substitute minority report for majority report of committee on sections 77 and 78 of Senate Bill No. 325.

The ayes and nays being demanded by Messrs. Brown and Voyles, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Bundy, Coffey, Compton, Davis, Foster,

Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Marvin, Owen, Sayre, Spann, Traylor, VanVorhis, White and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Kramer, Menzies, Shaffer, Voyles and Wilson. Nays, 5.

Messrs. Bell and Chapman being present but paired.

So the motion was adopted.

Mr. Traylor offered the following amendment:

I move to amend section 273 by inserting, in line 1, after the word "purchase," the following: "if they deem it for the best interest of the county."

Which was adopted.

Mr. Traylor offered the following amendment:

I move to amend section 274 by striking out the words "the commissioners," and inserting in lieu thereof the word "they."

Which was adopted.

Mr. Traylor offered the following amendment:

I move to amend section 271 by striking out the words "under oath."

Which was adopted.

Mr. Menzies offered the following amendment for Mr. Rahm:

I move to amend section 261 of the bill by striking out all after the figures "261," and inserting the following: "Any taxpayer, by filing his affidavit and bond to secure costs from the decision of said boards in making allowances for services voluntarily rendered, or things voluntarily furnished for public use."

Which was adopted.

Mr. Viehe, from special committee to whom was referred section 284, offered their report, recommending the substitution of a new section.

Which was adopted.

Mr. Chapman offered the following amendment:

Amend section 255 by adding thereto the following words:

Provided, That any bailiff appointed by the court shall be

authorized and required to serve, for and on behalf of the Sheriff, any process issuing out of said court, when requested so to do by the Sheriff, at any time when not engaged in attendance upon the sittings of said court.

Which was adopted.

On motion of Mr. Owen, Senate concurred in committee report of Saturday on sections 212 and 213 of the bill.

Mr. Keyser offered the following amendment:

I move to amend section 77 by adding, at the close of the first paragraph, the following: "which shall be by such officer charged up, collected and paid over to the printer."

Which was adopted.

Mr. Bell offered the following:

Whenever any creek or water-course not navigable shall have become obstructed, or the flow of the water therein impeded by any accumulation of drift-wood or any other impediments, or the water thereof shall from any cause have become stagnant, or shall be liable to overflow, or become otherwise injurious to the land owner or owners affected thereby, or injurious to the public health, the same may be opened, cleaned out or drained, upon the same conditions, for the same causes, and under the same rules and regulations provided for, or that may hereafter be provided for, for the purpose of ditching, draining and reclaiming wet lands.

Which was adopted.

Mr. Voyles offered the following amendment:

I move to amend section 508 by adding thereto the following proviso, viz: "*Provided*, That all officers whose term of office shall, by reason of its own limitation, expire between the second Tuesday of October, 1882, and the first Tuesday of November of said year, shall continue in office until their successors shall be elected at the November election of said year and shall be qualified. And all officers whose term of office shall, by reason of its own limitation, expire between the second Tuesday of October, 1884, and the first Tuesday of November of said year, shall continue in

office until their successors shall be elected at the November election of said last named year, and shall be qualified.

Which was adopted.

Bill ordered engrossed.

On motion of Mr. Chapman, Senate Bill No. 326, making a contract with Indianapolis to construct sewer from Deaf and Dumb Asylum and Female Prison, etc.

Was read a second time.

Mr. Brown moved to suspend the constitutional rule, consider the bill engrossed, and that it be read a third time and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Sayre, Shaffer, Spann, Traylor, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 34.

Messrs. Bundy and Howard voting in the negative.

So the motion was agreed to.

Bill considered engrossed and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Shaffer, Traylor, VanVorhis, Viehe and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Bundy, Hefron, Sayre, Spann, Voyles and Wilson. Nays, 6.

So the bill passed.

Title adopted as read.

Mr. Leeper, from the Committee on Finance, made a majority report on engrossed House Bill No. 422, the General Appropriation bill, recommending that it be amended, and when so amended it do pass.

Mr. Bundy, from the Committee on Executive Appointments, made the following report:

MR. PRESIDENT:

The Committee on Executive Appointments, to whom was referred the appointment of Thomas Wilson, Jr., have considered the same and recommend that it be confirmed.

Which was concurred in.

Mr. Spann introduced Senate Bill No. 360, entitled:

An act for the employment of convict labor in the prisons of this State, and repealing all laws in conflict therewith, and providing a penalty, etc.

Which was read a first time and referred to the Committee on Prisons.

Mr. Hutchinson introduced Senate Bill No. 361, entitled:

A bill for an act providing for the imprisonment of convicts in the Northern and Southern State Prisons, and directing from what counties in the State convicts shall be sent to each of said prisons.

Which was read a first time and referred to the Committee on Prisons.

On motion of Mr. Bundy, Senate Bill No. 200 was recommitted to Committee on Judiciary.

Mr. Kahlo introduced Joint Resolution No. 16, entitled:

A joint resolution proposing amendment to section 2 of article 4 of the Constitution of the State.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Grubbs introduced Joint Resolution No. 17, entitled:

A joint resolution proposing amendment to section 29 of article 4 of the Constitution of the State.

Which was read a first time and referred to the Committee on Judiciary.

On motion of Mr. Traylor, Senate Joint Resolutions Nos. 7 and 8 were referred to the Committee on Judiciary.

On motion of Mr. Wilson, House Bill No. 422 was taken up.

Mr. Brown moved that the constitutional rule be suspended and that the bill be read a second time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Sayre, Shaffer, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Ayes, 34.

Mr. Hostetter voting in the negative.

So the motion was agreed to.

So House Bill No. 422 was read by title only for second reading.

Mr. Brown moved that amendment of the committee to section 1 be concurred in.

Which was adopted.

Mr. Brown moved to strike out so much of the committee report as refers to salary of Governor's clerk.

Which was adopted.

Mr. Wilson moved to amend section 2, line 6, item 2, by striking out the words "fourteen hundred and ninety-five," and insert in lieu thereof the words "fifteen hundred."

Agreed to by consent.

Mr. Menzies moved to amend section 2 so as to make salary of the Governor's private secretary $2,000.

Which was rejected.

Mr. Brown moved to amend the report of the committee in reference to item 4, line 8, page 2, by striking out the words "six hundred dollars," and insert the words "seven hundred dollars."

Mr. Kramer moved to strike out item 4, in line 8, of section 2 of the bill.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY MORNING.

MARCH 29, 1881.

The Senate met at 10 o'clock, Lieutenant Governor Hanna in the chair.

Pending the reading of Monday's Journal, on motion of Mr. Owen, further reading of the Journal was dispensed with.

On motion of Mr. Comstock, House Bill No. 322, concerning common schools, etc., was taken up.

Mr. Comstock moved to suspend the constitutional rule and that the bill be read a first time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Leeper, Lockridge, Marvin, Owen, Sayre, Shaffer, Smith, Spann, Traylor, Van-Vorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Hefron, Kramer and Voyles. Nays, 3.

So the motion was agreed to.

So House Bill No. 322 was read by title only for first reading, and referred to Committee on Education.

Mr. Wilson made the following motion:

I move to recommit Senate Bill No. 325 to a special committee of three, consisting of Senators Viehe, Comstock and Grubbs, with instructions to amend the same by stating in the appropriate sections the number of clerks and other attaches to which each officer therein named shall be entitled, and the duties of each.

Mr. Brown moved to lay the motion on the table.

The ayes and nays being demanded by Messrs. Wilson and Garrigus, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Chapman, Compton, Comstock, Davidson, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Owen, Ristine, Sayre, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs Benz, Briscoe, Bundy, Coffey, Davis, Foster, Garrigus, Hutchinson, Leeper, Marvin, Shaffer, Wilson, Woods and Woollen. Nays, 14.

So the motion was agreed to.

Mr. Grubbs asked and obtained leave of absence for Mr. Menzies on account of sickness.

Mr. Henry asked and obtained leave of absence for Mr. Bundy on account of sickness.

Mr. Wilson offered the following motion:

I move that the Committee on Fees and Salaries, now considering the fee and salary bill, be instructed to fix and determine the amount of salary and also the fees that shall be paid to each officer, and also each employe, for whom an appropriation is asked from the State treasury, and that they be required to report the same on to-morrow.

Mr. Brown moved to lay the motion on the table.

The ayes and nays being demanded by Messrs. Wilson and Brown, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Owen, Ristine, Smith, Spann, Traylor, VanVorhis, Woods and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Benz, Coffey, Davidson, Davis, Foster, Garrigus, Hart,

Hefron, Henry, Keyser, Leeper, Marvin, Sayre, Viehe, Voyles and Wilson. Nays, 16.

So the motion was agreed to.

Mr. Woods, from the special committee, reported on Senate Bill No. 132, recommending that it be amended, and when so amended it do pass.

Which was concurred in.

The following message was received from the House:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled act, to wit:

Enrolled Act No. 204, H. R.: An act concerning taxation.

And the same is herewith submitted for the signature of the President of the Senate.

The Chair announced that he had signed enrolled House Bill No. 204.

The Lieutenant Governor announced the order, being House Bill No. 422.

Question being on pending motion.

The ayes and nays being demanded by Messrs. Kramer and Hefron, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Compton, Davis, Hart, Hefron, Hutchinson, Kramer, Voyles and Wood. Ayes, 10.

Those who voted in the negative were:

Messrs. Bischowsky, Brown, Chapman, Comstock, Davidson, Foster, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, VanVorhis, White, Wilson and Yancey. Nays, 27.

So the motion was rejected.

Question on pending motion to insert $700 instead of $600.

Which was rejected.

Report of committee recommending the substitution of $600 concurred in.

Mr. Leeper moved to amend line 8, item 4, of section 2 of the printed bill, by inserting before the word "messenger" the words "janitor and."

Which was adopted.

Mr. Yancey moved that Senate Bill No. 74 be postponed till House Bill No. 422 be completed.

Which was adopted.

On motion of Mr. Chapman, Senate Bill No. 42 was made special order for to-morrow at 11 o'clock A. M.

Report of committee on line 9 concurred in.

Mr. Grubbs offered the following amendment:

I move to amend item 6, line 10, by inserting after the words "Adjutant General" the words "fifteen hundred dollars," instead of "twelve hundred dollars."

Which was adopted.

Mr. Hart moved to amend section 2, in line 13, by striking out "three" and inserting "two."

Which was rejected.

Mr. Benz offered the following amendment:

I move to amend line 20, item 3, of the printed bill, by striking out the words "seven hundred" and inserting in lieu thereof "one thousand."

Question on its adoption.

The ayes and nays being demanded by Messrs. Benz and Kramer, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Coffey, Compton, Davis, Foster, Hefron, Hutchinson, Leeper and Traylor. Ayes, 10.

Those voting in the negative were:

Messrs. Chapman, Comstock, Davidson, Garrigus, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Nays, 25.

So motion was rejected.

Mr. Coffey moved to amend section 2 by striking out, in line 20, the word "seven," and insert in lieu thereof the word "eight."

Which was rejected.

Report of committee, recommending the amendment of the bill by striking out, in line 22 of section 2, the words "twelve hundred," and insert in lieu thereof the words "nine hundred," was read.

Mr. Grubbs offered the following amendment:

MR. PRESIDENT:

I move to amend the report of the committee by striking out "$900" in item 4, line 22, and inserting "twelve hundred dollars" in lieu thereof.

The ayes and nays being demanded by Messrs. Chapman and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, VanVorhis, White, Yancey and Mr. President. Ayes, 21.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Davidson, Davis, Hart, Hutchinson, Keyser, Kramer, Leeper, Majors, Marvin, Rahm, Smith, Traylor, Voyles and Wilson. Nays, 20.

So the motion was adopted.

Question on report of committee as amended.

The ayes and nays being demanded by Messrs. Wilson and Hart, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Chapman, Coffey, Comstock, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Traylor, VanVorhis, White and Yancey. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Hart, Hutchinson, Kramer, Leeper, Majors, Marvin, Rahm, Smith, Spann, Voyles and Wilson. Nays, 18.

So report as amended was concurred in.

Mr. Spann moved to strike from the report of the committee on item 1, line 27, the word "one thousand," and insert in lieu thereof the words "fifteen hundred."

Which was adopted.

Mr. Grubbs moved to amend the report of the committee as to item 2, line 28, so that it shall read as follows:

2. For the Auditor's Deputy $1,500, and for the Auditor's Clerk $1,000.

Which was adopted.

Report as amended adopted.

Mr. Compton moved to amend report of committee on item 1, line 33, section 2, by inserting "three thousand" in place of "one thousand."

On motion, the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, March 29, 1881.

Senate assembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

On motion of Mr. Comstock, it was ordered that when Senate adjourn it adjourn till 7:30 o'clock P. M., for the purpose of reading Senate Bill No. 325 only.

Mr. Hutchinson, from the Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal (special session) for Monday, March 28, 1881, have examined the same and found it correct.

Mr. Henry introduced Senate Bill No. 362, entitled:

An act to legalize the incorporation of the town of Alexandria,

in the county of Madison, and State of Indiana, and to legalize the acts of the various Boards of Trustees of said town of Alexandria concerning the levy of taxes, and for the improvement of streets, and the enactment of ordinances for the government and control of said town.

Which was read a first time and referred to the Committee on Corporations.

Mr. Hart presented petition from citizens of State on subject of temperance.

Which was referred to the Committee on Temperance, without reading.

Mr. Comstock introduced Senate Bill No. 363, entitled:

An act creating the office of Register in each county in this State, providing for the registry of citizens and electors, prescribing the powers and duties of officers named therein, making certain regulations in relation to electors, defining certain crimes and misdemeanors relating to the subject matter of this act, and affixing penalties therefor, repealing all acts inconsistent with the provisions of this act, and providing for other matters properly connected with the subject matter.

Read a first time and referred to Committee on Judiciary.

Mr. Voyles presented memorial of the Board of Commissioners of Floyd county pertaining to said bill, and tendering the use of the Floyd county Court-house for the use of the intermediate appellate court.

Which was referred to the Committee on Organization of Courts, without reading.

Senate returned to House Bill No. 442.

Mr. Henry offered the following amendment:

I move to amend the motion of the Senator from Clay as follows: Strike out so much of the report of the committee as recommends an amendment of item 1, in line 33, of the bill.

On motion of Mr. Spann, the consideration of this item was postponed for three-quarters of an hour.

The other committee amendments to section 4 concurred in.

Mr. Brown moved to strike out "$3000" and insert "$2500," in line 38, page 3, of the printed bill.

The ayes and nays being demanded by Messrs. Brown and Wilson, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kramer, Leeper, Lockridge, Majors, Marvin, Rahm, Traylor, Urmstan, VanVorhis, Voyles, Wilson, Woods and Woollen. Ayes, 29.

Those voting in the negative were:

Messrs. Garrigus, Kahlo, Owen, Ristine, Sayre, Shaffer, Smith, Spann and White. Nays, 9.

So the motion was adopted.

Mr. Traylor, from the Committee on Phraseology, made the following report:

MR. PRESIDENT:

Your Committee on Phraseology, to whom was referred engrossed Senate Bill No. 327, have had the some under consideration, and the committee recommend that the last two words in the enacting clause be stricken out; that the word "them," in line 79, section 3, be changed to "thereon."

Which was agreed to.

Mr. Henry moved to amend report of committee on item 2, in line 39, by striking out "one thousand," and inserting "fifteen hundred."

Which was rejected.

The other committee amendments to section 5 were adopted.

Mr. Foster moved to strike out so much of the report as relates to the Superintendent's clerks.

Which was adopted.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT, March 29, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills,

numbered 24 and 32, and have caused them to be filed in the office of the Secretary of State. ALBERT G. PORTER, Governor.

Question on pending motion of Mr. Henry.

The ayes and nays being demanded by Messrs. Henry and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Lockridge, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Woollen. Ayes, 33.

Those voting in the negative were:

Messrs. Benz, Graham, Hutchinson, Langdon, Leeper, Majors and Marvin. Nays, 7.

So the motion was agreed to.

The other committee amendments to section 6 were concurred in.

Mr. Grubbs offered the following amendment:

I move as a substitute for the committee's report on items 1, 2, 3 and 4, lines 48, 49, 50 and 51, the following:

1. For State Librarian, twelve hundred dollars;
2. For State Librarian's assistant, seven hundred and fifty dollars;
3. For State Librarian's janitor, six hundred dollars;
4. For State Librarian's night watchman, five hundred dollars.

Mr. Urmstan moved to reject committee's report and amendment of Mr. Grubbs.

A division was called for, and granted.

Motion was adopted as to items 1, 2, 3 and 4.

Items 5 and 6 adopted as read.

Report of committee as amended concurred in.

Line 69, item 4, concurred in.

Report of committee on line 73 of section 2, recommending that the words "eight thousand" be stricken out, and the words "seven thousand five hundred" be inserted in lieu thereof.

Concurred in.

Mr. Comstock offered the following amendment:

I move to amend item 2, line 78, page 4, printed bill, by striking out the word "five" in said line and inserting instead thereof the word "eight;" also by striking out the words "twenty-one thousand five," in line 79, and inserting instead thereof the words "thirty-four thousand four."

Mr. Brown offered the following amendment:

I move to amend the amendment by striking out the words "eight hundred," and insert the words "one thousand."

The ayes and nays being demanded by Messrs. Brown and Spann, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Comstock, Foster, Garrigus, Henry, Hutchinson, Smith, Spann, Traylor, Urmstan, Viehe, Woods and Yancey. Ayes, 13.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Coffey, Compton, Davidson, Graham, Grubbs, Hart, Hostetter, Howard, Kahlo, Kramer, Langdon, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, VanVorhis, Voyles, White, Wilson and Woollen. Nays, 28

So the motion was rejected.

Question on amendment.

The ayes and nays being demanded by Messrs. Comstock and Spann, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Chapman, Coffey, Comstock, Foster, Garrigus, Henry, Hutchinson, Lockridge, Smith, Spann, Traylor, Urmstan, Woods, Woollen and Yancey. Ayes, 17.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Compton, Davidson, Davis, Graham, Grubbs, Hart, Hostetter, Howard, Kahlo, Kramer, Langdon, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, VanVorhis, Voyles, White and Wilson. Nays, 25.

So the motion was rejected.

Mr. Henry, from the Committee on Phraseology of Bills, presented the following report:

MR. PRESIDENT:

Your Committee on Phraseology and Arrangement of Bills has examined engrossed Senate Bill No. 141, and beg leave to report that the title should be amended as follows: An act to amend sections 1 and 2 of an act entitled "An act supplementary and amendatory of an act entitled 'An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon,'" approved December 21, 1872, providing for and fixing the rate to be allowed for the annual publication of the delinquent list, repealing all laws in conflict with the provisions of this act, and declaring an emergency, approved March 2, 1879, and legalizing the acts of county and municipal officers in their attempts to comply with the requirements of said sections 1 and 2 of said act, approved March 21, 1879.

Which was concurred in.

Mr. Traylor, from the Committee on Phraseology, made the following report:

MR. PRESIDENT:

Your Committee on Phraseology, to whom was referred engrossed Senate Bill No. 326, entitled, A bill for an act making a contract with the city of Indianapolis for constructing a sewer, etc., have had the same under consideration, and the committee recommend that the last word in the preamble, viz: the word "promises," be changed to "premises."

Which was concurred in.

Mr. Shaffer moved to reconsider the vote just taken on the fee of Prosecuting Attorneys.

Mr. Grubbs moved to lay the motion on the table.

The ayes and nays being demanded by Messrs. Spann and Grubbs, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Compton, Davidson, Davis, Graham, Grubbs, Hart, Hostetter, Howard, Kahlo, Langdon, Lockridge, Majors, Rahm, Ristine, Sayre, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 24.

Those voting in the negative were:

Messrs. Brown, Coffey, Comstock, Foster, Garrigus, Hefron, Henry, Marvin, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, Woollen and Yancey. Nays, 16.

So the motion was adopted.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared Enrolled Acts of the Senate Nos. 299 and 331 with the engrossed bills and found them to be correct copies thereof.

Which was concurred in.

On motion of Mr. Grubbs, Senate Bill No. 281 was recommitted to the Committee on Judiciary.

Mr. Wilson asked and obtained leave of absence for Mr. Macartney till day after to-morrow, on account of sickness.

Mr. Comstock asked and obtained leave of absence for Mr. Bell till Thursday.

Mr. VanVorhis moved that Senate Bill No. 246, authorizing Indianapolis to create sewer districts, etc., be taken up, constitutional rule be suspended and bill read a second time by title only, considered engrossed and read a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Mr. Garrigus voting in the negative.

So the motion was agreed to.

So Senate Bill No. 246 was read a second time by title only, with committee's report thereon, recommending that it do pass.

Concurred in.

Bill considered engrossed and read a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Kahlo, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Shaffer, Smith, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock offered the following amendment:

I move to amend the bill by striking out the word "five," in item 2, line 78, page 4, of the printed bill, and inserting instead thereof the word "seven;" also, by striking out in said item the following words, to wit: "twenty-one thousand five," in line 79 of said item, and inserting in lieu thereof the following, to wit: "thirty thousand one.".

Mr. Chapman moved to take up House Bill No. 225, concerning elections and contests, etc., and to suspend constitutional rule, read bill first time by title only, and refer to committee.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hefron, Henry, Hostetter, Kahlo, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Mr. Benz voting in the negative.

So the motion was agreed to.

So House Bill No. 225 was read a first time by title only, and referred to a special committee of three, consisting of Messrs. Chapman, Viehe and Lockridge.

On motion Senate adjourned.

NIGHT SESSION.

TUESDAY, March 29, 1881.

The Senate reassembled at 7:30 o'clock, Mr. Chapman in the Chair,

Who directed the Clerk to read Senate Bill No. 325, concerning offices and officers, the third time.

When the reading was completed,

On motion, the Senate adjourned.

THOMAS HANNA,

President of Senate.

WEDNESDAY MORNING.

MARCH 30, 1881.

Senate met at 10 o'clock, Lieutenant Governor Hanna in the Chair.

Prayer by Rev. W. N. Hinkley.

Pending the reading of Tuesday's Journal, on motion of Mr. Traylor, the further reading of the Journal was dispensed with.

Mr. Spann moved to reconsider the vote by which the report of the committee on item 3, line 20, page 2, concerning the clerk of the Secretary of State, was adopted.

Which was agreed to.

Mr. Spann moved to strike out the word "seven," in line 20, item 3, and insert the word "eight" in lieu thereof.

Which was adopted.

Question on Mr. Comstock's amendment concerning salary of prosecuting attorneys, introduced yesterday, was postponed till 11 o'clock.

Committee's report on item 1, lines 87 and 88, page 4, making four janitors at a cost of $2400.

Was read.

The following message was received from the House at the hands of the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 25, with amendments: A bill providing for the inspection of oils.

Engrossed Senate Bill No. 72, with amendments: A bill in relation to the three per cent fund remaining unexpended.

Engrossed Senate Bill No. 205: A bill to amend an act enti-

tled "An act to incorporate the German Theological Seminary of the German Evangelical Synod of Missouri, Ohio and other States."

Engrossed Senate Bill No. 330: A bill supplemental to an act entitled, "An act to authorize the Protestant Episcopal Church in this State to raise a fund for the support of a bishop," etc.

Engrossed Senate Bill No. 164: An act to amend an act to incorporate the Indianapolis Insurance Company.

And the same are herewith returned to the Senate.

I am also directed to inform the Senate that the Speaker has signed the following enrolled acts, to wit:

Enrolled Senate Act No. 299: An act to repeal an act to establish a Superior Court in the county of Cass, etc.

Enrolled Senate Act No. 331: An act defining the Eleventh Judicial Circuit of the State of Indiana.

And the same are herewith returned to the Senate for the signature of the President thereof.

Also, that the House has passed the following bill, to wit:

Engrossed House Bill No. 224: A bill to provide for the collection of judgments for fines and forfeitures, the rendition of judgments on forfeited recognizances, and prescribing the duties of clerks, sheriffs and constables in relation thereto.

And the same is herewith respectfully submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has passed, with various engrossed amendments thereto attached,

Engrossed Senate Bill No. 271: A bill concerning proceedings in civil cases.

And the same is herewith returned to the Senate.

On motion of Mr. Viehe, House amendments to Senate Bill No. 271, concerning proceedings in civil cases, were taken up and read.

Mr. Viehe moved that Senate refuse to concur in House amendments to said bill, and that a conference committee be appointed.

Which was adopted.

The Chair appointed, on the part of the Senate, Messrs. Viehe and Comstock as committee.

The Chair announced that the question was on passage of Senate Bill No. 325, concerning offices and officers.

Mr. Menzies moved to insert the following section (omitted from Senate Bill No. 325) in said bill, commencing at line 6 of the printed matter below: "The Attorney General may employ and have such assistants to aid him in the discharge of the duties imposed upon him by the provisions of this act, and pay to them out of the sums so collected by such person or persons, a sum not exceeding 10 per cent of the sum or sums collected.

Which was adopted.

Mr. Chapman moved to strike out the following:

Sec. 510. All acts and parts of acts regulating the fees and salaries of the several officers and persons therein named, or which are amendatory of or supplemental to any such act or acts, and which are now in force, shall continue and be in full force as if this act had never been enacted, except so far as the same are repugnant to or are modified or repealed by any special provisions of this act.

Which was adopted by consent.

The Chair announced that he had signed Senate Enrolled Acts Nos. 299 and 331.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Majors, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Foster, Graham, Kramer, Marvin, Sayre and Traylor. Nays, 6.

So the bill passed.

Title adopted as read.

Mr. Langdon introduced the following motion:

I move to reconsider the vote by which House Bill No. 36 was engrossed, and the bill be recommitted to the Committee on the County and Township Business, with instructions to so amend said bill that the dog fund on hand when said act shall become operative and collected, under the provisions of the act of March 2, 1865, shall be added to the fund collected under the first named act; and further, that claimants under said act of March 2, 1865, shall be entitled to payment out of said consolidated fund in the order of their priority as under said last named act.

Which was adopted.

Mr. Owen moved to reconsider the vote by which the report of the Finance Committee was rejected, on item 3, line 50, page 3 of printed bill.

Which was adopted.

Mr. Owen moved as substitute for report of committee on item 1, lines 87 and 88, page 4, as follows:

For the wages of three janitors for State buildings, located on corner of Washington and Tennessee streets, $1,800 per annum.

Which was adopted.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the Senate's request for a committee of conference on the amendments of the House to Senate Bill No. 271, and the Speaker has appointed Messrs. Cauthorn and Ryan on said committee on the part of the House.

Mr. Urmstan withdrew his motion with reference to this item.

Mr. Grubbs also withdrew his motion with reference to this item.

Mr. Leeper moved that the report of the committee on line 50, item 3 of the printed bill, be amended by striking out the same and inserting in lieu thereof the following: "For janitor of State building, on the corner of Tennessee and Market streets, $600, said janitor to be employed by and under the control of the State Librarian."

Which was adopted.

Committee reports on lines 89 and 91 were concurred in.

Mr. Grubbs moved the following substitute for the report of the committee as to item 1, lines 100, 101 and 102, on page 5:

1. For the Hospital for the Insane, for the maintenance of both male and female departments, $220,000. 2. For current repairs, $10,000.

On motion of Mr. Chapman, Senate Bill No. 42 was made the special order for 11 o'clock to-morrow.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, March 30, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Mr. White moved that the Senate do not concur in the House amendments to Senate Bill No. 25, and ask a committee of conference be appointed.

Which was adopted.

And the chair appointed, on the part of the Senate, Messrs. White and Coffey as committee.

Mr. Shaffer moved to take up his resolution to change the hour of meeting from 10 to 8:30 o'clock A. M.

Which was agreed to.

Resolution as amended was rejected.

Mr. Davidson, from Committee on Inspection and Supervision of the Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, have examined Senate Journal of March 29, 1881 (special session), and found it correct.

Mr. Viehe, from Conference Committee on Senate Bill No. 271, made the following report:

MR. PRESIDENT:

The Conference Committee of the two Houses on Senate Bill No. 271, do recommend as follows:

1. The Senate do concur in House amendments to section 39.

2. The Senate do concur in House amendments to section 116.

3. That the Senate do concur in House amendments to section 177.

4. That the House do recede from its amendment to section 255.

5. That the House do recede from its amendment to section 258.

6. That the House do recede from its amendment to section 272.

7. That the Senate do concur in House amendment to section 310.

8. That the Senate do concur in House amendment to section 317.

9. That the Senate do concur in House amendment to section 368.

10. That the Senate do concur in House amendment to section 379.

11. That the Senate do concur in the new sections of the House to follow section 395.

12. That the Senate do concur in House amendment to section 397.

13. That the House do recede from its amendment to section 413.

14. That the Senate do concur in House amendment to section 474.

15. That the Senate do concur in House amendment to section 515.

16. That the Senate do concur in House amendment to section 861.

F. W. VIEHE,
D. W. COMSTOCK,
Conferees on the part of the Senate.

HENRY C. CAUTHORN,
JOHN W. RYAN,
Conferees on the part of the House.

Which was concurred in.

Mr. Menzies moved that the Select Committee, to whom was referred Senate Bill No. 351, be and are hereby, directed to have printed, for the use of the Senate, 100 printed memoranda of the changes from existing statutes embraced in said bill, with statement of what sections of the bill are existing law, and what are proposed changes.

Which was adopted.

Mr. Spann asked and obtained leave of absence for Mr. Howard till Friday noon, on account of sickness.

Mr. Foster asked and obtained leave of absence for Mr. Hart on account of sickness.

Question on Mr. Grubbs' substitute.

The ayes and nays were demanded by Messrs. Spann and Foster, which being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Lockridge, Shaffer and VanVorhis. Ayes, 10.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Hefron, Hutchinson, Keyser, Kramer, Leeper, Majors, Menzies, Rahm, Ristine, Spann, Traylor, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 26.

So the substitute was rejected.

Mr. VanVorhis made the following motion:

Moved, as a substitute for item 1, lines 100, 101 and 102, page 5, for the Hospital for the Insane, both male and female, for maintenance and repairs, the sum of $272,000.

Which was rejected.

Report of committee was concurred in.

On motion of Mr. Leeper, committee's report on lines 106 and 107, p. 5 of the bill, was stricken out.

Mr. Comstock called up his amendment, introduced on yesterday, concerning the salary of prosecuting attorneys.

The ayes and nays were demanded by Messrs. Hefron and Van Vorhis, which, being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Coffey, Comstock, Foster, Garrigus, Hefron, Henry, Hutchinson, Keyser, Leeper, Lockridge, Marvin, Menzies, Shaffer, Smith, Spann, Traylor, Wilson, Wood, Woollen and Yancey. Ayes, 21.

Those voting in the negative were:

Messrs. Benz, Briscoe, Compton, Davidson, Davis, Graham, Grubbs, Hostetter, Kahlo, Kramer, Majors, Rahm, Ristine, VanVorhis, Voyles and White. Nays, 16.

So the amendment was adopted.

Mr. Hostetter moved to amend item 2, in line 122, by striking out the word "twenty" and inserting in lieu thereof the word "two."

Mr. White moved the following as a substitute for the committee's report:

I move to strike out the word "five," in line 123, page 6, of the bill, and insert in lieu thereof the word "ten."

Which was rejected.

Report of Committee was concurred in.

Mr. Spann moved to amend the amendment of Mr. Hostetter by striking out "$2000" and making it "$10,000."

The ayes and nays being demanded by Messrs. Spann and Hostetter, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Brown, Comstock, Foster, Hefron, Henry, Hostetter, Menzies, Ristine, Spann and Urmstan. Ayes, 11.

Those voting in the negative were:

Messrs. Benz, Coffey, Compton, Davidson, Davis, Garrigus, Graham, Grubbs, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Sayre, Shaffer, Smith, Traylor, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 30.

So the amendment was rejected.

Mr. Spann moved to strike out the word "twenty," in line 22, item 2, and insert in lieu thereof the word "fifteen."

The ayes and nays being demanded by Messrs. Spann and Owen, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Brown, Comstock, Hefron, Henry, Hostetter, Kramer, Menzies, Ristine, Spann and Urmstan. Ayes, 11.

Those voting in the negative were:

Messrs. Benz, Coffey, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hutchinson, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 29.

So the amendment was rejected.

The committee's report on line 135, page 6, and line 162, page 7, of the bill, was concurred in.

Mr. Henry moved to amend item 5, lines 164, 165 and 166, on page 7, as follows: Strike out all after the word "law," in line 165, and substitute in its place the following: "*Provided, however,* That the Governor and Superintendent of Public Instruction shall receive no compensation for their services upon such board."

Which was adopted.

Senate amendments to bill ordered engrossed.

Mr. Owen moved that 100 copies of amendments to House Bill No. 322, after it was introduced in the House, be printed.

Which was adopted.

Mr. Shaffer offered the following:

MR. PRESIDENT:

I give notice that I will, on to-morrow, Thursday, at 10:15 o'clock, move to so amend and change Rule 1 of the Senate as to make it to read as follows, to wit:

The President shall take the chair every day precisely at 9 o'clock in the forenoon and 2 o'clock in the afternoon, unless the

Senate shall, by motion, have adjourned to some other hour appointed by such motion. He shall immediately call the Senators to order, and on the appearance of two-thirds shall cause the Journal of the preceding day to be read.

On motion, Senate adjourned.

THOMAS HANNA,

President of Senate.

THURSDAY MORNING.

MARCH 31, 1881.

Senate assembled at 10 o'clock, Lieutenant Governor Hanna in the chair.

Prayer was offered by Rev. John Poucher.

Pending the reading of Wednesday's Journal, on motion of Mr. Keyser, the further reading of the Journal was dispensed with.

Mr. Leeper moved that Senate Bill No. 311 be taken up and read a third time.

Mr. Brown moved that it be referred to a committee of two.

The Chair appointed Messrs. Leeper and Brown as said committee.

Mr. Briscoe moved that House Bill No. 239 be taken up, read first and second times by title, and constitutional rule suspended.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Foster, Graham, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Mr. Benz voting in the negative.

So the motion was adopted.

House Bill No. 239, entitled, A bill to legalize the incorporation of the town of Geneva, in the county of Adams, and the State of Indiana, etc.

Was read a first and second times by title.

The question being, Shall the bill pass?

Roll being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davis, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Mr. Benz voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Brown, from committee to whom was referred Senate Bill No. 311, recommend the adoption of the following proviso to section 1 of the bill:

Provided, That nothing herein contained shall in any way affect articles of association or incorporation already filed and recorded, but that such articles shall remain in full force, as though this act had not been passed, and such articles shall be entitled to all the benefits and privileges granted by this act.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 41.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Langdon moved that engrossed House Bills Nos. 393 and 367 be referred to Senators Traylor, Comstock, Menzies and Chapman, with instructions to report upon the same at the earliest practicable moment.

Which was adopted.

Mr. Keyser introduced Senate Bill No. 364, entitled:

An act defining the 31st Judicial Circuit of the State of Indiana, and fixing the time for holding terms of court therein, and repealing all laws in conflict therewith.

Which was read a first time and referred to a special committee of three, consisting of Messrs. Grubbs, Hefron and Comstock.

Mr. Voyles presented engrossed House Bill No. 378:

A bill to amend an act, entitled "An act to repeal all general laws now in force for the incorporation of cities," etc.

Which was referred to a special committee of three, consisting of Messrs. Voyles, Spann and Viehe.

Mr. Brown presented a petition from citizens of Jennings county on temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Wilson presented Senate Bill No. 365:

An act requiring County Treasurers to account for and pay to the Treasurer of State all interest received by him or any funds belonging to or collected by him for the county.

Read first time and referred to Committee on County and Township Business.

Mr. Kahlo introduced Senate Bill No. 366, entitled:

An act creating the 29th Judicial Circuit of the State of Indiana, and providing for the transfer and completion of all business now pending in the Superior Court of Cass county to the said Circuit Court, and declaring an emergency.

Which was read a first time and referred to the speeial committee, consisting of Messrs. Grubbs, Hefron and Comstock.

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal (special session) for Wednesday, March 30, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Traylor introduced engrossed House Bill No. 317:

A bill for an act to amend section 16 of an act entitled "An act providing for the organization of county boards, and prescribing some of their powers and duties," etc.

Read a third time.

Mr. Chapman submitted Water Works claim of Indianapolis.

Which was referred without reading.

Mr. Spann presented claim of J. T. Owens.

Which was recommitted to Committee on Claims.

Question, Shall the bill pass?

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 41.

No one voting in the negative.

So the bill passed.

Title adopted as read.

On motion of Mr. Woods, Senate Bill No. 132, entitled, An act to appropriate six thousand dollars to remove a sand bar in Calumet river, etc., was put upon its passage.

Roll being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Compton, Davidson, Davis, Foster, Garrigus, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Menzies, Owen, Rahm, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe Voyles, White, Woods, Woollen and Yancey. Ayes, 31.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Graham, Grubbs, Hart, Marvin, Ristine, Sayre and Smith. Nays, 13.

So the bill passed.

Title adopted as read.

Mr. Viehe moved that constitutional rule be suspended and Senate Bill No. 351 read first and second times by title.

Question being on motion to suspend.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Grubbs, Hefron, Henry, Hutchinson, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Ayes, 36.

Mr. Garrigus voting in the negative.

So the motion was agreed to.

Senate Bill No. 351 was read first and second times by title only and made special order for 10:30 A. M. to-morrow.

Mr. Yancey moved to take up House Bill No. 462 and read third time.

Question being on passage of bill.

Roll being ordered and taken, resulted as follows.

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 38.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Owen introduced House Bill No. 271, relating to salaries, etc.

Read second time and referred to Judiciary Committee.

Mr. Bundy introduced House Bill No. 176.

Read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Voyles, White, Woollen and Yancey. Ayes, 38.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Chapman moved to postpone order Senate Bill No. 42, until 10:30 A. M., to-morrow.

The following message was received from the House, by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 235: A bill concerning the periodical enumeration of all the male inhabitants of this State over the age of twenty-one years.

Engrossed House Bill No. 388: A bill concerning divorces, and matters properly connected therewith.

Engrossed House Bill No. 229: A bill concerning highways.

House Joint Resolution No. 7: A joint resolution proposing an amendment to the Constitution of the State of Indiana, by adding thereto the 17th section.

Also, that the House has passed the following concurrent resolution:

Resolved by the House of Representatives, the Senate concurring, That there shall be printed, for the use of the General Assembly, 1500 copies of the civil and criminal code, bound together, on paper of similar size and quality as the reports of the decisions of the Supreme Court of Indiana, with blank leaves of sized paper between every twenty pages thereof, and that ten copies thereof be delivered to each member of the House, and ten copies to each member of the Senate.

Which said bills and resolutions are herewith submitted to the Senate for its action thereon.

I am also directed by the House of Representatives to inform the Senate that the House has concurred in the report of the Conference Committee of the two Houses, on the House amendments to Senate Bill No. 271.

Mr. White, from the Special Committee, to whom was referred House Bill No. 36, made report on said bill.

Which was concurred in.

Amendment considered engrossed, bill read third time and put upon its passage.

Roll being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Comstock, Garrigus, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Langdon, Lockridge, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, Van Vorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Benz, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Graham, Hefron, Kramer, Leeper, Majors, Traylor and Woods. Nays, 15.

So the bill passed.

Title adopted as read.

Mr. Garrigus moved to take up House Bill No. 141, relating to sale of iron, brass, etc.

Read second time, with committee report same back with recomendation it do pass.

Which was concurred in.

Mr. Foster moved to suspend constitutional rules, and that bill be read third time, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hutchinson, Langdon, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Woods and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Benz, Brown, Coffey, Hefron, Voyles and White. Nays, 6.

Two-thirds not voting in the affirmative.

So the motion was rejected.

Mr. Grubbs, from the special committee to whom was referred Senate Bills Nos. 364 and 366, reported bills back with the recommendation that they do pass.

Which was concurred in.

Mr. Graham moved to recommit the bill (No. 81), to a special committee of two, with instructions to amend the same by striking out all of section 1 after the enacting clause and inserting in lieu thereof the following:

"That lands lying within the limits of any city or incorporated town in this State that are not platted as city or town property, and are not used for other than agricultural purposes, or are wholly unimproved, together with all personal property used for the purpose of farming on such lands, shall not be taxed in such city or town for all purposes at a higher aggregate per centage upon the appraised value thereof than the aggregate per centage of the tax levy in the civil township wherein such property is situated: *Provided, however*, That the provisions of this act shall not apply to parcels of land containing less than five acres."

Which was adopted.

The Chair appointed Messrs. Graham and Leeper as such committee.

Mr. Voyles, from Special Committee, reported on engrossed House Bill No. 378, recommending that it be amended, and when so amended it do pass.

Mr. Benz, from the Committee on Prisons, reported on Senate Bill No. 332, recommending that the bill be indefinitely postponed.

Which was concurred in.

Mr. Brown moved to take up House Bill No. 61, concerning telephone companies, etc.

Read third time.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared Senate Engrossed Bills Nos. 164, 205 and 330 with the enrolled acts and found them to be correct copies thereof

Which was concurred in.

Question, Shall House Bill No. 61 pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 35.

So the bill passed.

Title adopted as read.

Lieutenant Governor announced House Bill No. 422 in order.

Mr. Ristine asked and obtained leave of absence for Mr. Macartney indefinitely, and that he had paired with Mr. Hutchinson.

On motion the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, March 31, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the Chair.

Mr. Brown demanded the previous question.

Demand seconded.

Main question ordered.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Coffey, Compton, Comstock, Davidson, Garrigus, Hutchinson, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Traylor, Wilson, Woods and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Bundy, Foster, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Menzies, Sayre, Shaffer, Spann, Voyles, White and Woollen. Nays, 19.

So the bill failed to pass.

The following message was received from the House, by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 77: A bill to provide for the purchase of toll roads and to convert the same into free roads.

Engrossed House Bill No. 254: A bill to amend the first section of an act entitled "An act to amend the 4th and 6th sections of an act for the incorporation of manufacturing and mining companies," etc.

Engrossed House Bill No. 279: A bill to amend the first section

of an act entitled "An act to amend the 21st section of an act prescribing the duties of Justices of the Peace in State prosecutions."

Engrossed House Bill No. 310: A bill to establish a department of Geology and Natural History in this State.

Engrossed House Bill No. 359: A bill relating to the operations of the United States Coast and Geodetic Survey in the State of Indiana.

And the same are herewith submitted to the Senate for its action thereon.

Also, that the House has passed the following Senate bills, to wit:

Engrossed Senate Bill No. 10, with amendments: A bill empowering County Commissioners to convey cemeteries, and providing for the management and control thereof.

Engrossed Senate Bill No. 119: A bill to legalize the acts and proceedings of the Boards of Trustees and other officers of the town of Monroeville, Allen county.

Engrossed Senate Bill No 278: A bill to amend section 8 of an act entitled "An act to authorize and regulate the incorporation of banks of discount and deposit in the State of Indiana.

And the same are herewith returned to the Senate.

On motion of Mr. Leeper, House amendments to Senate Bill No. 10 were concurred in.

Mr. Voyles moved to suspend the constitutional rule, and that Senate Bill No. 298 be read a second time by title.

Question being on motion to suspend the rule.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Benz, Briscoe, Brown, Bundy, Davidson, Graham, Grubbs, Hart, Henry, Hutchinson, Kahlo, Keyser, Kramer, Marvin, Menzies, Owen, Ristine, Shaffer, Spann, Voyles, White, Wilson, Woods and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Coffey, Compton, Comstock, Foster, Garrigus, Hefron, Rahm, Smith, Traylor, Urmstan, VanVorhis and Woollen. Nays, 13.

Two-thirds not voting in the affirmative.

So the motion was rejected.

Mr. Spann moved Senate Bill No. 270 be read a third time.

Question being, Shall the bill pass?

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Comstock, Graham, Grubbs, Henry, Kahlo, Keyser, Langdon, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 20.

Those voting in the negative were:

Messrs. Benz, Brown, Coffey, Davidson, Foster, Garrigus, Hart, Hefron, Hutchinson, Kramer, Majors, Marvin, Menzies, Rahm, Traylor, Urmstan, Voyles, Woods and Woollen. Nays, 19.

So the bill was rejected.

Mr. Yancey's motion, heretofore entered, that the Senate do not concur in House amendments thereto, and asks for a committee of conference to his bill, No. 74, the Chair appointed Messrs. Yancey and Woollen.

Mr. Keyser moved to suspend the constitutional rules, and that Senate Bill No. 364 be read a second time by title, a third time by sections and put upon its passage.

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 40.

So the motion was adopted.

Senate Bill No. 364 read second time by title only, with committee report.

Which was concurred in.

Bill ordered engrossed.

Read third time and put upon its passage.

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods and Woollen. Ayes, 36.

So the bill passed.

Title adopted as read.

Mr. Keyser moved that constitutional rule be suspended and Senate Bill No. 366 be read a second time by title and a third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Langdon, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods and Woollen. Ayes, 35.

So the motion was agreed to.

Senate Bill No. 366 read a second time by title only, with committee report thereon recommending its passage.

Which was concurred in.

Bill ordered engrossed, read a third time and put upon its passage.

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, Wilson, Woods and Woollen. Ayes, 39.

So the bill passed.

Mr. Foster moved to suspend order of business that Mr. Ristine might present bill No. 367.

Which was read first time and referred to special committee, consisting of Messrs. Ristine, Compton, Davis, Chapman, Lockridge and VanVorhis.

Mr. Brown moved that Senate Bill No. 298 be taken up.

The ayes and nays being demanded by Messrs. Spann and Hefron, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Foster, Garrigus, Graham, Hart, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Menzies, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, Voyles, White and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Benz, Compton, Comstock, Davidson, Grubbs, Hefron, Hutchinson, Leeper, Marvin, Owen, Rahm, Traylor, Urmstan, and Woollen. Nays, 15.

So the motion was rejected.

Senate Bill No. 216 coming up, Mr. Brown moved to postpone till to-morrow at 2 P. M.

Which was adopted.

Senate Bill No. 276 coming up, Mr. Brown moved to postpone until to-morrow.

Mr. Coffey moved to lay on table.

Ayes and nays being demanded by Messrs. Traylor and Kramer, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Grubbs, Hart, Kahlo, Langdon, Marvin, Owen, Rahm, Ristine, Shaffer, Traylor, Wilson and Yancey. Ayes, 18.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Graham, Hefron, Henry, Kramer, Majors, Menzies, Voyles and White. Nays, 12.

So the motion was agreed to.

Senate Bill No. 276 read third time by sections and put upon its passage.

Roll being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Kahlo, Keyser, Langdon, Majors, Owen, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, White, Wilson and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Brown, Compton, Kramer, Marvin, Menzies, Rahm and Woollen. Nays, 7.

So the bill passed.

Title adopted as read.

Mr. Wilson asked and obtained leave of absence for Mr. Viehe for balance of the day.

Senate Bill No. 152 read third time by sections.

Mr. Langdon moved to lay the bill upon the table.

Which was agreed to.

Senate bill No. 239 read second time, with committee report recommending that the bill be indefinitely postponed.

Which was concurred in.

Report of Committee on Senate Bill No. 240, entitled "An act concerning fraud and petit juries," etc., recommending that the bill be indefinitely postponed.

Which was concurred in.

Senate Bill No. 298 read second time, with committee report, with certain amendments.

Mr. Comstock moved to amend report of the committee by striking out the word "sixty," in sixth section, and inserting instead thereof the words "sixty-five."

Which was adopted.

Report as amended concurred in.

Mr. Brown moved to add the following proviso to section 6 of the bill:

Provided, That whenever fifty or more legal voters, one-half or more of whom shall be freeholders of such county, shall, within twenty days after said order of relocation or refusal to grant the same, file a bond with sufficient surety to the approval of such Auditor, conditioned for the payment of all costs accrued and thereafter to accrue in such proceedings, if the same shall be adjudged against them; then the Auditor shall certify a full and true transcript of the record of such cause and proceeding to the Circuit Court of said county. In said Circuit Court the petitioners for relocation shall be considered plaintiffs, and the adverse party defendants, and said Circuit Court shall have jurisdiction to try and determine every question necessary to a complete and final determination of all the matters in controversy, and to confirm or set aside said election; and either party may contest said election in said Circuit Court by filing specific reasons therefor in writing, verified under oath by five or more of such twenty or more parties, for any of the following causes and none other, to wit:

First, Malconduct or irregularity, amounting to fraud, of any member or officer of the election board or canvassing board.

Second, On account of illegal votes.

Third, Because a sufficient number of petitioners were not eligible according to the provisions of this act; but no election shall be set aside for any of said causes, unless the result of said election has been changed thereby; and from the decision of the Circuit Court there shall be allowed an appeal to the Supreme Court as is now provided by law for appeals to the Supreme Court in civil cases.

Which was adopted.

Mr. Brown moved to add to the bill two additional sections, one imposing a fine upon any person who shall vote more than once, etc., and the other to punish bribery, etc.

Which was adopted.

Mr. Compton moved to amend section 6, in line 6, by striking out the word "said," and inserting the following: "of the whole number of votes cast at the last general election for Secretary of State in such county."

Which was adopted.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bill No. 331, and have caused it to be filed in the office of the Secretary of State. ALBERT G. PORTER, Governor.

Also transmitting a letter from the Railroad Commission of Alabama.

Which was referred to the Committee on Railroads.

Mr. Coffey moved to amend section 1 by striking out, in line 1, the word "one," and inserting in lieu thereof the word "five."

Which was adopted.

On motion of Mr. Brown, the bill was ordered engrossed.

Senate Bill No. 327, relating to redemption of lands from sale on execution, etc., was read a third time and put upon its passage.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Ristine, Sayre, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 31.

Those who voted in the negative were:

Messrs. Bundy, Menzies, Rahm and Shaffer. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. Comstock moved to proceed with the consideration of the House Bills prepared by the Revision Committee.

Which was adopted.

House Bill No. 237, concerning landlord and tenants, etc., read third time.

Mr. Viehe moved to recommit the bill, with instructions to so amend the bill as not to require the amount of rent due to be specified, and to give a lien in all cases.

Which was adopted.

Messrs. Langdon, Menzies and Viehe were appointed as said committee.

Mr. Henry called up Mr. Shaffer's motion entered on yesterday.

Mr. Brown moved to postpone until Monday at 2:30 P. M.

The ayes and nays were demanded by Messrs. Henry and Spann, and the roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Davidson, Hefron, Hutchinson, Leeper, Menzies, Traylor and Urmstan. Ayes, 9.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Bundy, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 32.

So the motion to postpone was rejected.

Mr. Brown moved to reconsider this vote.

Mr. Viehe moved to lay on the table.

The ayes and nays being demanded by Messrs. Hefron and Brown, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson and Woollen. Ayes, 29.

Those voting in the negative were:

Messrs. Brown, Bundy, Foster, Hefron, Rahm, Traylor, Urmstan and Woods. Nays, 8.

So the motion was agreed to.

Mr. Hefron moved to lay on the table.

The ayes and nays being demanded by Messrs. Hefron and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Foster, Hart, Hefron, Hutchinson, Lockridge, Majors, Menzies, Traylor and Woollen. Ayes, 10.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Bundy, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Woollen. Nays, 28.

So the motion was rejected.

Mr. Brown moved to reconsider the vote by which the Senate refused to lay on the table.

Mr. Kahlo demanded the previous question.

The ayes and nays were demanded by Messrs. Hefron and Menzies.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bundy, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Kramer, Langdon, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Foster, Hart, Hefron, Hutchinson, Leeper, Menzies, Traylor and Urmstan. Nays, 11.

So the previous question was seconded.

Question being, Shall the main question be put?

The ayes and nays being demanded by Messrs. Menzies and Hefron, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Benz, Foster, Hart, Hefron, Leeper, Majors and Traylor. Nays, 7.

So the main question was ordered.

Question being on motion to reconsider.

The ayes and nays being demanded by Messrs. Hefron and Foster, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Compton, Foster, Hart, Hefron, Majors, Traylor and Urmstan. Ayes, 8.

Those who voted in the negative were:

Messrs. Benz, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Van Vorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 29.

So the motion to reconsider was lost.

The question being on the resolution.

The ayes and nays were demanded by Messrs. Hefron and Henry, and the roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Benz, Compton, Foster and Urmstan. Nays, 4.

So the resolution was adopted.

Mr. Brown gave the following notice:

I give notice that on to-morrow, or so soon thereafter as I can obtain the floor of the Senate, change the rule No. 1 of the Senate so that it will provide that the Senate shall meet at 10 o'clock A. M., March 31, 1881.

Mr. Lockridge introduced House Bill No. 136:

Relating to appropriating $60,000 to pay the indebtedness of the State Board of Agriculture, etc.

Read first time and referred to Committee on Agriculture.

Mr. Garrigus reported House Bill No. 486, with certain recommendations, and when so amended that it do pass.

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

FRIDAY MORNING.

APRIL 1, 1881.

Senate assembled at 9 o'clock, Lieutenant Governor Hanna in the chair.

On motion of Mr. Benz, the reading of yesterday's Journal was dispensed with.

Mr. Benz demanded a call of the House, and the following members answered to their names.

Those answering to their names were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Present, 34.

Mr. Traylor moved that the doors of the Senate be closed and absentees sent for.

Which was adopted.

Mr. Graham moved that the further call of the House be dispensed with.

The ayes and nays being demanded by Messrs. Benz and Graham, and roll being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Chapman, Davis, Graham, Kahlo, Kramer, Lockridge, Owen, Shaffer, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 16.

Those voting in the negative were:

Messrs. Benz, Brown, Compton, Comstock, Davidson, Hefron,

Hutchinson, Keyser, Langdon, Marvin, Menzies, Rahm, Spann, Traylor, Urmstan, Viehe and Voyles. Nays, 17.

So the motion was rejected.

Mr. Owens moved further proceedings be dispensed with.

Mr. Foster moved to lay on the table.

The ayes and nays were demanded by Messrs. Foster and Menzies, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Compton, Comstock, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Marvin, Menzies, Rahm, Traylor, Urmstan, Woods, Woollen and Mr. President. Ayes, 17.

Those who voted in the negative were:

Messrs. Benz, Brown, Bundy, Chapman, Graham, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Owen, Shaffer, Spann, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Nays, 20.

So the motion was adopted.

Mr. Lockridge moved further proceedings be dispensed with.

Ayes and nays were demanded by Messrs. Owen and Foster.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Bundy Chapman, Comstock, Davidson, Davis, Graham, Hart, Kahlo, Keyser, Kramer, Langdon, Lockridge, Owen, Rahm, Shaffer, VanVorhis, White, Wilson, Woods and Woollen. Ayes, 22.

Those voting in the negative were:

Messrs. Brown, Compton, Foster, Hefron, Hutchinson, Majors, Marvin, Menzies, Spann, Traylor, Urmstan, Viehe, Voyles and Yancey. Nays, 14.

So the motion was adopted.

Mr. Menzies, from a special committee, made the following report on House Bill No. 237:

Report said bill back with recommendations that in lines 30 and 31, of section 6, the following amendment be made: Strike out

the words "the sum of fifteen dollars;" and in section 18, in line 6, before the word "or," the following words be inserted, "or rent in kind," and that when so amended the bill do pass.

Which was concurred in.

Question, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Hart, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Mr. Hefron voting in the negative.

So the bill passed.

Mr. Hutchinson, from the Committee on Supervision and Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal (special session) for Thursday, March 31, 1881, have examined the same and found it correct.

Which was concurred in.

On motion of Mr. Chapman, vote just taken be reconsidered.

Which was adopted.

Mr. Chapman moved to amend so much of the Journal of yesterday (March 31, 1881) as refers to House Bill No. 462, so as to make the Journal show that the bill was read a second time instead of a third time, and by striking out so much of the Journal as refers to the passage of the bill.

Which was adopted.

Mr. Brown presented petitions on temperance.

Which were referred, without reading, to Committee on Temperance.

Mr. Graham presented some petitions on temperance.

Which were referred, without reading, to Committee on Temperance.

Mr. Menzies presented like petitions, which were referred same way.

House Bill No. 462, to authorize railroad companies to construct and operate telegraph lines, etc., was read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Grubbs, Hefron, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Mr. Bundy voting in the negative.

So the bill passed.

Title adopted as read.

The committee report on House Bill No. 378 was read.

House Bill No. 378 was taken up and read a second time.

Mr. Langdon moved to amend by adding after the word "feet," in line 25, of page 3, of the report, the following: "All assessments, where the ground to be assessed is held by more than one owner, shall be in the proportion of the fair cash value of each parcel, to be determined by the city engineer, and in case of sale upon precept, each parcel shall be offered and sold separately, beginning with the first parcel, and so on to the last parcel."

Which was adopted.

Report as amended concurred in and amendment ordered engrossed.

On motion of Mr. Comstock, Senate Bill No. 198, a bill legalizing certain acts of gravel road companies, etc.

Was read a third time.

Question being on passage.

Roll being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Comp-

ton, Comstock, Davidson, Garrigus, Graham, Hart, Hefron, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White and Woods. Ayes, 32.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Davis, Kramer and Majors. Nays, 5.

So the bill passed.

Title adopted as read.

Mr. Chapman introduced Senate Bill No. 368:

A bill for an act supplemental to an act entitled, "An act to amend section 1 of an act relating to foreign insurance companies."

Mr. Chapman presented claim from Prison Committee.

Which was referred to committee without reading.

Mr. Davidson presented House Bill No. 306, a bill for an act revoking the conditions of the bond of the Trustee of Centre township, Marshall county, Indiana.

Read a first time.

Messrs. Wood, Urmstan, Bundy, Garrigus, Marvin and Chapman filed with the Secretary of the Senate petitions of certain citizens on the subject of temperance.

Which were referred to the Committee on Temperance without reading.

Mr. Davidson moved to suspend the constitutional rule, and that House Bill No. 306 be read a second time by title, third time by sections.

Question being on motion.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Sayre, Shaffer, Spann, Traylor, VanVorhis, White, Wilson, Woods and Woollen. Ayes, 34.

Those voting in the negative were:

Messrs. Garrigus, Viehe, Voyles and Yancey. Nays, 4.

So motion was adopted.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 9: A bill to provide for the prompt publication of the acts and proceedings of the General Assembly.

Engrossed House Bill No. 208: A bill concerning estrays and animals running at large.

Engrossed House Bill No. 219: A bill concerning husband and wife.

Engrossed House Bill No. 228: A bill concerning streets and sewers.

Engrossed House Bill No. 233: A bill concerning gaming contracts.

Engrossed House Bill No. 234: A bill to amend section 2 of an act entitled "An act concerning the general fund, and the expenditures chargeable thereon."

Engrossed House Bill No. 386: A bill to amend sections 3, 6 and 9 of an act entitled "An act declaratory of the law regulating marriages, and enforcing the provisions thereof by proper penalties."

Engrossed House Bill No. 432: A bill to amend section 2 of an act entitled "An act to provide for the incorporation of street railroad companies."

Engrossed House Bill No. 433: A bill to amend section 18 of an act entitled "An act prescribing who may make a will, the effect thereof, what may be devised, regulating the revocation, admission to probate and contest thereof."

Engrossed House Bill No. 434: A bill to amend section 15 of an act entitled "An act to provide for the incorporation of railroad companies."

And the same are herewith submitted to the Senate for its action thereon.

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Act Senate No. 164: An act to amend an act to incorporate the Indianapolis Insurance Company.

Enrolled Act Senate No. 205: An act to amend an act entitled "An act to incorporate the German Theological Seminary of the German Evangelical Synod of Missouri, Ohio and other States."

Enrolled Act Senate No. 330: An act supplemental to an act entitled "An act to authorize the Protestant Episcopal Church in this State to raise a fund for the support of a Bishop."

And the same are herewith returned to the Senate for the signature of the President thereof.

House Bill No. 306 read second time by title and third time by sections and put upon its passage.

Roll being called, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Keyser, Leeper, Lockridge, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Spann, VanVorhis, White, Wilson and Woollen. Ayes, 30.

Those who voted in the negative were:

Messrs. Garrigus, Traylor, Viehe, Voyles and Yancey. Nays, 5.

So the bill passed.

Title adopted as read.

The Chair announced that he had signed enrolled Senate Acts Nos. 164, 205 and 330.

Mr. Spann, from the Committee on Insurance, made report on Senate Bill No. 368, recommending that it do pass.

Mr. Traylor, from the Committee on Judiciary, made report on engrossed House Bill No. 207, recommending that it do pass.

Messrs. Traylor, Comstock and Hefron presented petitions on temperance.

Which were referred without reading.

Mr. Langdon, to whom was referred Senate Bill No. 359, reported same back to Senate, with recommendation that the bill do pass.

Mr. Grubbs, from the Committee on Judiciary, made report on Senate Joint Resolution No. 7, recommending that it do pass.

Mr. Grubbs, from the Committee on Judiciary, made report on Senate Joint Resolution No. 6, recommending that it do pass.

Mr. Grubbs, from the Committee on Judiciary, made report on engrossed House Bill No. 238, recommending that it do pass.

Mr. Grubbs, from the Committee on Judiciary, made report on Senate Bill No. 200, recommending that it be indefinitely postponed.

Mr. Grubbs, from the Committee on Judiciary, made report on Senate Bill No. 281, recommending that it do pass.

Mr. Shaffer, to whom was referred engrossed House Bill No. 140, recommend that bill do pass.

Mr. Graham, to whom was referred House Bill No. 81, recommends certain amendments, and when so amended that bill do pass.

Mr. Comstock, to whom was referred Senate Bill No. 342, reported same back to Senate, with the recommendation that it do lie upon the table.

Mr. Comstock, to whom was referred Senate Bill No. 345, reported bill back to Senate, with the recommendation that the bill lie upon the table.

Mr. Graham, to whom was referred Senate Bill No. 353, reported bill back to Senate, with the recommendation of a majority of the committee that the bill do pass.

Mr. Graham, to whom was referred House Bill No. 142, recommends certain amendments, and when so amended that the bill do pass.

Mr. Graham, to whom was referred House Bill No. 69, recommend that bill lie on the table.

Mr. Brown, to whom was referred House Bill No. 435, report same back to the Senate and recommend it be indefinitely postponed.

Mr. Chapman moved to call up special order, Senate Bill No. 42.

Read second time, with majority and minority committee reports.

Mr. Coffey presented petition from certain citizens of Brown county on subject of temperance.

Which was referred to the Committee on Temperance, without reading.

Mr. Grubbs moved to substitute minority report for majority report.

The ayes and nays being demanded by Messrs. Bell and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Kahlo, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, Voyles, White, Wilson and Woollen. Ayes, 30.

Those who voted in the negative were:

Messrs. Bell, Bundy, Chapman, Graham, Owen, Spann, Van Vorhis, Viehe and Yancey. Nays, 9.

So the motion was adopted.

The report as amended was adopted.

Mr. Menzies moved to reconsider vote just taken, and to lay that motion on the table.

Which was agreed to.

Mr. Owen called up House Bill No. 422.

Which failed to pass.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey, Davidson, Davis, Garrigus, Langdon, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, Wilson and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Briscoe, Brown, Comstock, Foster, Graham, Grubbs, Hart, Hefron, Kahlo, Kramer, Menzies, Sayre, Spann, Voyles, White and Woollen. Nays, 16.

So bill failed to pass for want of constitutional majority.

Mr. Sayre moved to suspend the constitutional rule; that Sen- Bill No. 349 be read a second time by title only, a third tim- sections, and put upon its passage.

The ayes and nays being ordered, and taken, resulted as follo-

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, C- man, Coffey, Compton, Comstock, Davidson, Davis, Foster, Gar- gus, Graham, Grubbs, Hart, Hefron, Kahlo, Keyser, Kra- Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Sha- Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, W- son and Yancey. Ayes, 38.

No one voting in the negative.

So the motion was agreed to.

So Senate Bill No. 349, to legalize the incorporation of t- town of Lagro, etc., was read a second time by title only, with co- mittee report thereon recommending its passage.

Which was concurred in.

Bill considered engrossed and read a third time by sections.

Question being, Shall the bill pass?

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chap man, Coffey, Compton, Comstock, Davidson, Davis, Foster, Gar- gus, Graham, Grubbs, Hart, Hefron, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 39.

So the bill passed.

Title adopted as read.

Mr. Chapman moved to suspend constitutional rule; that Sen- ate Bill No. 368 be read a second time by title only, a third time by sections.

The ayes and nays being ordered and taken, resulted as follows.

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chap-

man, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 40.

So the motion was agreed to.

Senate Bill No. 368, concerning the insurance of plate glass, etc., was read a second time by title only, with committee report thereon recommending that it do pass

Which was concurred in, considered engrossed and read a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affrmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grahm, Grubbs, Hart, Hefron, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Ayes, 37.

So the bill passed.

Title adopted as read.

On motion the Senate adjourned.

AFTERNOON SESSION.

FRIDAY, April 1, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Davidson presented petitions from citizens of the State, on temperance.

Which were referred to the Committee on Temperance, without reading.

Mr. Shaffer moved that House Joint Resolution No. 7 be taken up.

Mr. Traylor moved to lay the motion on the table.

Which was adopted.

The Senate took up the special order, being Senate Bill No. 351.

Messrs. Spann, Menzies and Keyser presented petitions from citizens on the question of temperance.

Which were referred to the Committee on Temperance without reading.

Mr. Keyser moved to strike out section 4 of the bill.

Which was rejected.

Mr. Spann moved to fill the blank in line 14 with the word "five," so that it shall be five dollars per day, in section 4.

Which was adopted.

Mr. Bundy moved to strike out sections 5, 6, 7, 8 and 9 of the bill.

Which was adopted.

Mr. Urmstan moved to amend section 10 by adding, after the word "him," in line 22, the following words: "and charged to the estate."

Which was adopted.

Mr. Viehe offered the following amendment:

I move to amend section 10 by striking out the words "public administrators," and by inserting the word "and," in line 7, between "executors" and "administrators."

Which was adopted.

Mr. Hefron moved to strike out section 12 of the bill.

Which was adopted.

Committee report on section 22 concurred in.

Mr. Hefron moved to strike out the words "public administrator or," in line 2, of section 22.

Which was adopted.

Mr. Voyles offered the following amendment:

I move to strike out the words "public or," in line 1, of section 23.

Which was adopted.

Mr. Owen moved to strike out all after the word "appointed," in line 9, of section 24.

Which was adopted.

Mr. Urmstan moved to amend section 41 by striking out all after the word "direct," in line 4, up to and including the word "county," in line 5.

Which was adopted.

Mr. Ristine moved to amend section 41, line 5, by striking out the words "and places of posting," in said line 7.

Which was adopted.

Committee report on section 51 concurred in.

Mr. Spann asked and obtained leave of absence for Mr. Howard till Tuesday.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to request the Senate to return to the House engrossed House Bill No. 17, entitled: "A bill to establish a Superior Court in the county of Vigo.

I am directed further to inform the Senate that the House has agreed to the request of the Senate for a conference committee of the two Houses, on the amendments of the House to Senate Bill No. 25.

And the Speaker has appointed Messrs. Fancher and Taylor of Lagrange on said committee on the part of the House.

I am also directed to inform the Senate that the House has passed the following resolution:

Resolved by the House of Representatives, the Senate concurring, That the committee now investigating the affairs and management of the Indiana Hospital for the Insane be allowed to employ a

short-hand reporter, to report and write out the evidence taken in said investigation.

And the Senate is respectfully requested to concur in the same.

I am also directed to inform the Senate that the House has passed the following bill, to wit:

Engrossed Senate Bill No. 130, with House amendments: A bill to provide more effectually for the care, support and education of pauper children, etc.

And the same is herewith returned to the Senate.

On motion of Mr. Spann, Senate concurred in House amendments to Senate Bill No. 130.

Mr. Sayre moved to lay aside the order of business and take up House Concurrent Resolution for the employment of a short-hand reporter for the Insane Asylum Investigation Committee.

The ayes and nays being demanded by Messrs. Kramer and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Davidson, Garrigus, Graham, Grubbs, Hefron, Kahlo, Langdon, Lockridge, Majors, Owen, Ristine, Sayre, Shaffer, Spann, Urmstan, Van Vorhis, Viehe, White and Yancey. Ayes, 25.

Those who voted in the negative were:

Messrs. Compton, Davis, Foster, Hart, Keyser, Kramer, Marvin, Rahm, Voyles and Wilson. Nays, 10.

So the motion was adopted.

House concurrent resolution, concerning short-hand reporter for Insane Asylum investigating committee, was then taken up and adopted.

Mr. Bundy asked and obtained leave of absence for Mr. Foster till Monday noon.

Mr. Bischowsky asked and obtained leave of absence for Mr. Hostetter till Monday noon.

Mr. Urmstan asked and obtained leave of absence for Mr. Hutchinson till Tuesday.

Mr. Kramer asked and obtained leave of absence for Mr. Sayre till Tuesday.

Mr. Kahlo asked leave of absence for Mr. Spann till Monday.

Which was rejected.

Mr. Urmstan moved to amend section 41 by striking out all ter the word "thereto," in line 4, to and including the word direct," in said line.

Which was adopted.

Mr. Graham moved to amend section 59 by striking out the ords "from date," in line 4, and insert in lieu thereof the words after maturity."

Which was adopted.

Mr. Brown moved to reconsider the vote by which House Bill No. 422 failed to pass.

The ayes and nays being demanded by Messrs. Spann and Foser, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hefron, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, VanVorhis, Viehe, Wilson, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Benz, Foster, Spann and Voyles. Nays, 4.

So the motion was adopted.

Question being, Shall the bill pass?

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Wilson, Woollen and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Bundy, Graham, Hart, Hefron, Kahlo, Kramer, Menzies, Rahm, Spann, Voyles and White. Nays, 12.

So the bill passed.

Title adopted as read.

Committee reports on sections 60, 73, 74, 75, 76, 78 and were concurred in.

Mr. Hefron moved to strike out the word "first," in line 1, and insert in lieu thereof the word "third," section 101.

Which was rejected.

Mr. Urmstan moved to amend section 101, by striking out after the word "day," in line 10, up to and including the word "thereafter," in said line.

Which was adopted.

Committee report on section 161 was concurred in.

Mr. Sayre moved to suspend constitutional rule, that Senate Bill No. 369 may be read a first time by title only.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Kahlo, Keyser, Lockridge, Majors, Marvin, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Brown, Foster, Hefron, Leeper, Menzies, Rahm, Taylor and Urmstan. Nays, 8.

So the motion was rejected.

Mr. Viehe moved that 200 copies of bill be printed.

Which was adopted.

Mr. Chapman moved that constitutional rule be suspended, and that Senate Bill No. 369, concerning fees and salaries, be read a first time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Urm-

stan, VanVorhis, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 37.

Those voting in the negative were:

Messrs. Brown, Foster, Hefron, Menzies and Traylor. Nays, 5.

So the motion was agreed to.

So Senate Bill No. 369 was read by title only for first reading.

On motion of Mr. Chapman 200 copies of Senate Bill No. 369 were ordered printed.

Mr. Marvin introduced Senate Bill No. 370, entitled:

A bill legalizing the acts and ordinances of Kirklin corporation in Clinton county, Indiana

Which was read a first time and referred to a special committee of three, consisting of Messrs. Marvin, Lockridge and Leeper.

Mr. Comstock, from the special committee, reported on House Bill No. 367, concerning proceedings in criminal cases, etc.

Mr. Brown moved to dispense with the reading of the report, that the constitutional rule be suspended, and that bill be read a first and second time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woollen and Yancey. Ayes, 38.

Mr. Hefron voting in the negative.

So the motion was agreed to.

So House Bill No. 367 was read a first and second time by title only.

On motion of Mr. Compton, section 177 was referred to special committee of three to fill blanks.

The Chair appointed on said committee Messrs. Compton, Viehe and Garrigus.

Mr. Brown asked and obtained leave of absence for Mr. Spann till Monday.

Mr. Chapman asked and obtained leave of absence for Messrs. Garrigus and Hefron till Tuesday.

Mr. Bell moved to amend section 192 by striking out the word "public" wherever it occurs in said section before the word "administrator."

Which was adopted.

Committee report on section 195 concurred in.

Mr. Compton moved to amend section 197, in line 1, by striking out "Judge" and inserting "clerk."

Which was adopted.

Mr. Compton moved to amend section 199, in line 1, by striking out "Judge" and inserting "clerk."

Which was adopted.

Committees' reports on sections 204, 205, 232, 233 and 235 concurred in.

Mr. Bundy moved to strike out the words "and public administrator," in line 1, and insert the word "and" after the word "executor," in the same line, section 244.

Which was adopted.

Committees' reports on sections 119, 122 and 146 were concurred in.

Mr. VanVorhis offered the following amendment:

I move that section 220 be amended by adding after the word "removed," in line 4, the following: "*Provided* that suit upon the claim of any creditor out of the State must be brought within two years after such final settlement."

Which was adopted.

Mr. Urmstan moved to amend section 17 by adding after the word "crediton," in line 6, the following words, "applying and."

Which was adopted.

On motion of Mr. Kahlo, House Bill No. 322 was referred to the Committee on Education.

Mr. Owen presented petition of citizens, on subject of temperance, from Fountain and Warren counties.

Mr. Hefron presented like petitions from citizens of Green county.

Which were referred to the Committee on Temperance, without reading.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

APRIL 2, 1881.

Senate met at 9 o'clock, Lieutenant Governor Hanna in the Chair.

Pending the reading of Friday's Journal, Mr. Foster moved the further reading be dispensed with.

Mr. Wilson asked and obtained leave of absence for Mr. Poindexter.

Mr. Menzies asked and obtained leave of absence for Mr. Shaffer until Monday.

Mr. Leeper asked and obtained leave of absence for Mr. Woods until Monday.

Mr. Henry asked and obtained leave of absence for Mr. Voyles until Tuesday.

Mr. Henry presented petitions on temperance from citizens of Grant county, which was referred without reading to the Committee on Temperance.

Mr. Bell presented petitions on temperance from Allen and Whitley counties.

Which were referred to Committee on Temperance without reading.

Mr. Kramer presented a petition concerning giving women the right to the ballot.

Which was referred without reading to Committee on Rights and Privileges.

Mr. Chapman presented House Bill No. 248:

A bill for an act in relation to the satisfaction of mortgages, etc.

Which was read a first time and referred to the Committee on Judiciary.

Mr. Compton offered the following:

MR. PRESIDENT:

Your committee, to whom section 177 of Senate Bill No. 351 was referred, would recommend that said section be stricken out and new matter be substituted.

Which was concurred in.

Mr. Traylor moved to amend section 112 by inserting after the word "same," in line 2, "be omitted on the appearance docket by the administrator or executor or."

Which was adopted.

Mr. Compton moved to amend section 159 by adding thereto 6th item "a sum not exceeding fifty dollars for wages due any employe for work and labor performed for decedent within two months prior to his death," and that item 6 be No. 7, and that the 7th item be No. 8.

Which was adopted.

Mr. Bundy offered the following:

Add to section 112 the following: "*Provided*, That the executor or administrator of solvent estates may pay any claim not controverted, without the same being placed upon the appearance docket."

Which was rejected.

Bill ordered engrossed.

On motion of Mr. Voyles, House amendment to Senate Bill No. 72 was read and concurred in.

Mr. Kramer presented House Bill No. 51:

A bill to authorize Township Trustees and the Trustees of cities and towns to purchase books for the schools of their own township, towns or cities, and declaring an emergency.

Read first time and referred to the Committee on Education.

Mr. Bundy presented House Bill No. 273: A bill to legalize the Board of Trustees of the town of Ridgeville, Randolph county, Indiana, etc.

Read second time.

Mr. Ristine presented House Bill No. 359: A bill relating to

the operations of the United States Coast and Geodetic survey in the State of Indiana, and declaring an emergency.

Read first time and referred to Committee on Rights and Privileges.

Mr. Graham called up House Bill No. 367.

Committee amendment to section 4 was concurred in.

Mr. Bischowsky, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal (special session) for Friday, April 1, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Brown moved that the bill be read by sections, and committee amendments as they occur first considered.

Which was adopted.

Mr. Brown moved to strike out section 12 of the printed bill.

Which was adopted.

Mr. Chapman moved to strike out section 13 of the bill.

Mr. Henry, from Committee on Engrossed Bills, made the following report:

MR. PRESIDENT:

Your Committee on Phraseology, etc., respectfully reports that engrossed Senate Bill No. 276, concerning Criminal Courts, has been examined by the committee and recommends that the same be amended as follows: In line 4, after the word "where," insert the words "exclusive original."

Which was concurred in.

Mr. Menzies, in section 23, moved to strike out the words "one year," and substitute in lieu thereof the words "six months."

Which was adopted.

Mr. Henry moved to refer section 26 to Messrs. Viehe, Brown and Chapman.

Which was adopted.

Mr. Brown moved to refer section 27 to same committee.

Which was adopted.

Mr. Viehe moved to refer section 28 to same committee.

Which was adopted.

Committee report on section 31 concurred in.

Mr. Viehe moved to strike out section 37.

Which was rejected.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has signed the following bills, to wit:

Engrossed Senate Bill No. 153: A bill to amend section 1 of an act entitled, "An act amendatory and supplemental to an act entitled, 'An act providing for voluntary assignment of personal and real property for the benefit of creditors.'"

Engrossed Senate Bill No. 155: A bill concerning Circuit Courts.

Engrossed Senate Bill No. 156: A bill to amend an act entitled, "An act concerning the partition of lands," approved May 20, 1852, and to repeal an act therein named.

Engrossed Senate Bill No. 157: A bill to amend an act entitled, "An act to amend the 4th section of 'An act touching the relation of guardian and ward.'"

Engrossed Senate Bill No. 168, with House amendments: A bill to amend an act entitled "An act to amend the 11th section of 'An act touching the relation of guardian and ward.'"

Engrossed Senate Bill No. 176: An act to amend the 1st section of an act entitled "An act to amend 'An act regulating the adoption of heirs.'"

Engrossed Senate Bill No. 212: A bill concerning ferries, and prescribing punishment for the violation of its provisions.

Engrossed Senate Bill No. 213: A bill for the incorporation of public libraries.

Engrossed Senate Bill No. 245: A bill to enlarge the powers of incorporated cities.

Engrossed Senate Bill No. 364: A bill defining the Thirty-first Judicial Circuit of the State of Indiana.

Engrossed Senate Bill No. 366, with House amendments: A bill creating the Twenty-ninth Judicial Circuit of the State of Indiana.

And the same are herewith returned to the Senate; also,

Engrossed House Bill No. 231: A bill concerning partition fences, and declaring an emergency.

Engrossed House Bill No. 397: A bill to fix the time for holding the Circuit Courts in the Thirty-fifth Judicial Circuit.

And said bills are respectfully submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 237, entitled, a bill concerning landlord and tenant.

Mr. Brown moved to strike out the word "substantially," in line 1, section 37.

Which was adopted.

On motion of Mr. Grubbs, House amendment to Senate Bill No. 366, relating to courts in Cass county, etc., was concurred in.

Committee report on section 44 was concurred in.

Mr. Henry moved to amend the bill by striking out section 46.

Which was adopted.

Mr. Brown moved to amend by adding after the word "Indiana," in line 2, section 47, the words "on the relation of the complaining party."

Which was adopted.

The committee's reports on sections 49 and 50 concurred in.

Mr. Menzies moved that when the Senate adjourn, it adjourn to meet Monday, at 10 o'clock A. M.

Mr. Wilson asked to be relieved from service on the Committee on Game Law.

Which was granted.

The Chair appointed in his place Mr. White.

Mr. Brown moved to strike out the word "substantially," in line 4, section 51, and the word "substantially, in line 7 of same section.

Which was adopted.

Mr. Wilson moved to strike out, in section 51, the word "Georgetown," in line 2, page 11.

Which was adopted.

Mr. Voyles moved to strike out the word "substantially," in line 1, of section 52.

Which was adopted.

Mr. Brown moved to strike out the word "substantially," in line 1, section 57.

Which was adopted.

Mr. Voyles moved to strike out the word "substantially," in 1st line of section 58.

Which was adopted.

Mr. Menzies moved to strike out section 60 of the bill.

Which was adopted.

Mr. Graham moved to amend section 61 by striking out the word "shall," in line 6, and insert the word "may" in lieu thereof.

Which was rejected.

Mr. Wilson moved to strike out all after the word "bail," in line 8, section 61, page 15, of the printed bill.

Which was rejected.

Mr. Grubbs moved to take up Senate Bill No. 124 and be made special order for Monday at 10 o'clock.

Which was adopted.

Mr. White, to whom was referred Bill No. 46, recommends the same back to Senate.

Mr. Hart presented a petition of certain citizens on the subject of temperance.

Which was referred to the Committee on Temperance without reading.

Mr. Majors moved the special order for Tuesday morning, at 10 o'clock, be Senate Bill No. 269.

Which was adopted.

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

MONDAY MORNING.

APRIL 4, 1881.

The Senate met at 9 o'clock, Lieutenant Governor Hanna in the chair.

Pending the reading of Saturday's Journal, on motion of Mr. Kahlo, further reading of the Journal was dispensed with.

The following message was received from the House of Representatives at the hands of the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 147: A bill to enable the owners of wet lands to drain and reclaim them.

Engrossed House Bill No. 241: A bill to amend sections 1 and 2 of an act legalizing the assessment equalization, levy and collection of municipal taxes for the years 1873 and 1874.

Engrossed House Bill No. 305: A bill allowing owners of real estate to petition for the improvement of streets, highways, etc., to obtain right of way for such, and for the organization of road corporations.

Engrossed House Bill No. 392: A bill in relation to promissory notes, bank checks and bills of exchange.

And the same are respectfully submitted to the Senate for its action thereon.

I am also directed to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 36, entitled A bill to protect sheep husbandry, etc , and the Senate is hereby respectfully requested to recede from its said amendments.

Claim of Arthur Moody was presented and referred to Committee on Claims.

Mr. Chapman presented House Bill No. 310, relating to establishing a department of geology, etc.

Read a first time and referred to Committee on Agriculture.

On motion of Mr. Viehe, House Bill No. 334, to amend ... tices of Peace act, etc., was taken up, read a first time and ref... to the Committee on Judiciary.

Mr. Kramer presented House Bill No. 147, relating to re... ing of wet lands, etc.

Read first time and referred to special committee of ... Messrs. Kramer, Henry and Garrigus.

On motion of Mr. Kahlo, House Bill No. 53, amending s... 1 of railroad whistling law, etc.

Was read a second time.

Mr. Comstock presented House Bill No. 219, relating t... band and wife.

Read first time and referred to Committee on Revisions.

On motion of Mr. Menzies, House Bill No. 329, relating ... liens on water crafts, etc., was read a first time and referred to ... Committee on Revision of the Laws.

On motion of Mr. Menzies, House Bill No. 388, concern... divorces, was read first time, and referred to the Committee on R... vision of the Laws.

On motion of Mr. Menzies, House Bill No. 231, concern... partition fences, etc., was read a first time and referred to the C... mittee on County and Township Business.

On motion of Mr. Menzies, House Bill No. 229, concern... highways, etc., was read a first time and referred to the Commit... on County and Township Business.

Mr. VanVorhis presented House Bill No. 251:

A bill legalizing acknowledgments and recording of certain ... struments, etc.

Which was read a first time.

Mr. Leeper presented House Bill No. 355:

A bill relating to real estate purchases thereof at tax sales, ...

Which was read a second time.

Mr. Compton introduced Senate Bill No. 207:

A bill concerning street railways, etc., with committee report.

Which was concurred in, and bill ordered engrossed.

Mr. VanVorhis, from Committee on Benevolent and Reformatory Institutions, to whom was referred House Bill No. 102, recommend its passage.

Bill read second time with committee report.

Which was concurred in.

Mr. Chapman moved committee amendments to Senate Bill No. 189 be read.

Which was concurred in and bill ordered engrossed.

On motion of Mr. Coffey, Senate Bill No. 359, to legalize records of the Court of Common Pleas, etc.,

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

Bill ordered engrossed.

Mr. VanVorhis presented House Bill No. 433, prescribing who may make a will, what may be devised, and regulating probate and contest thereof, etc.

Read first time and referred to Committee on Judiciary.

Mr. VanVorhis presented House Bill No. 264, relating to incorporation of manufacturing and mining companies, etc.

Read first time.

Mr. Chapman introduced Senate Bill No. 371, entitled:

A bill authorizing the sale and conveyance of certain real estate belonging to the State of Indiana.

Which was read a first time and referred to Committee on Judiciary.

Mr. Coffey introduced Senate Bill No. 292, entitled:

An act to legalize the election of the Board of Trustees and all other officers of the town of Jonesville, in Bartholomew county, Indiana, etc.

With committee report recommending bill back to the Senate, with recommendation that it do pass.

Which was concurred in and bill ordered engrossed.

Mr. Chapman offered a remonstrance from the Indianapolis Social Turnverien against the passage of a prohibitory liquor law.

Which was read and referred to the Committee on Temperance.

On motion of Mr. Compton, Senate Bill No. 102, requiring foreign insurance companies to pay judgment, etc.,

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

Ordered engrossed.

On motion of Mr. Viehe, Senate Bill No. 181, amending section 13 of the Justice of the Peace act, etc.,

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

Ordered engrossed.

Mr. Sayre, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal (special session) for Saturday, April 2, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Coffey presented Senate Bill No. 190, an act authorizing incorporated towns to require of persons, etc.

Read second time with committee report, recommending that the bill do pass with certain amendments.

Mr. Comstock presented Senate Bill No. 232, which was read a second time with committee report, recommending that the bill be referred back to the Senate, and that it do pass.

Mr. VanVorhis introduced House Bill No. 432:

A bill to amend section 2 of an act entitled "An act to provide for the incorporation of street railroad companies," etc.

Which was read a first time.

Mr. White presented Senate Bill No. 94, to amend sections 1 and 2 of an act concerning interest, etc., with committee report recommending certain amendments, and when so amended that the bill do pass.

Mr. Leeper presented petitions on temperance, which were referred without reading.

On motion of Mr. VanVorhis, the Senate receded from its amendments to House Bill No. 36.

Mr. Bell, from the Committee on Judiciary, reported on Senate Bill No. 343, concerning clerks of grand jurors, etc., recommending that the bill do lie upon the table.

Mr. Menzies moved to reconsider the vote by which Senate receded from House Bill 36 amendments.

On motion of Mr. Menzies, pass over until 2 P. M; also moved to reconsider vote by which bill passed Senate.

Mr. Wilson, from Committee on Enrolled Acts, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Acts respectfully report that they have examined Senate Enrolled Acts Nos. 10, 119, 130, 278, 364 and 366, and find the same correctly enrolled.

Which was concurred in.

Mr. Viehe presented Senate Bill No. 238, entitled:

An act prescribing the duties of coroners in certain cases, etc., with committee report recommending that bill be reported back to Senate, and that bill do pass.

Mr. Brown called up motion to change hour of Senate meeting from 9 until 10 o'clock.

Mr. Brown called up motion to reconsider, and asked unanimous consent to amend so that Senate meet at 9:30 o'clock.

Adopted.

Mr. Bell moved to reconsider and lay on the table.

Which was agreed to.

On motion of Mr. Kramer, Senate Bill No. 227, supplemental to militia law, etc., was read a second time, with committee repo

thereon, recommending the substitution of new matter, and when so substituted it do pass.

Concurred in.

Ordered engrossed.

On motion of Mr. Kramer, House Joint Resolution No. 10, concerning claims of militia in the late war, etc., was read a first time and referred to the Committee on Military Affairs.

Mr. Compton presented Senate Bill No. 224, entitled an act to amend section 3 of an act regulating street railways outside of cities, etc., which was read a second time, with committee report recommending the bill do pass by adding an emergency clause.

Which was concurred in, and the bill ordered engrossed.

Mr. Chapman presented Senate Bill No. 223, an act concerning the right to transcribe and copy the opinions of the Supreme Court, with committee report (read second time) recommending new matter, and when so amended the bill do pass.

Which was concurred in and bill ordered engrossed.

On motion of Mr. Bell, the committee report on Senate Bill No. 62, concerning removal of disabilities of coverture, etc., recommending the substitution of new matter, and that when so substituted it do pass.

Which was concurred in and bill ordered engrossed.

Mr. Wilson, from the Committee on Enrolled Acts, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Acts report that they have examined enrolled Senate Acts Nos. 213, 245 and 155, and found the same to be correctly enrolled.

Mr. Traylor presented House Bill No. 279, a bill to amend the first section of an act to amend the 21st section of an act prescribing the duties of Justices of the Peace in State prosecutions, etc.

Which was read a first time.

On motion the Senate adjourned.

AFTERNOON SESSION.

MONDAY, April 4, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Senate Bill No. 367 was taken up, commencing at section 65.

Mr. Viehe made the following report on sections 26, 27 and 28.

MR. PRESIDENT:

Your committee to whom was referred sections 26, 27 and 28 have had the same under consideration, and recommend (1) that section 26 be stricken out; (2) that section 27 stand as a section of the bill; (3) that section 28 be amended as follows: Strike out the words "flee to," in line 2, and insert "be found in;" strike out the following: "any judge of a court of record or," in line 2, "judge or," in line 8; "judge or," in line 9; "judge in the county wherein the offense was committed or," in lines 12 and 13; "judge or," in line 14; "judge or," in line 16; "judge or," in line 21. Add to the section the following: "The justice shall transmit by the constable a copy of the affidavit and proceedings had before him, and the same shall be delivered to the justice of the county in which the offense was committed."

Mr. Smith made the following report on enrolled bills:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared carefully Senate Enrolled Act No. 271, "the Civil Code," with the engrossed bill, and found it to be a correct copy thereof.

Committee report on section 69.

Mr. Brown moved to strike out section 69.

The ayes and nays were demanded by Messrs Brown and Foster; roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Foster, Howard, Majors, Marvin, Spann, VanVorhis, Wilson and Yancey. Ayes, 10.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Grubbs, Hart, Henry, Hostetter, Kahlo, Kramer, Langdon, Leeper, Lockridge, Menzies, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, Viehe, White and Woods. Nays, 27.

So the motion to strike out was rejected.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT, April 4, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 164, 299 and 330, and have caused them to be filed in the office of the Secretary of State. ALBERT G. PORTER,

Governor.

Mr. Wilson moved to amend section 69 by inserting the following after the word "attend," in line 6, viz.: "and can not be compelled to attend by attachment."

Mr. Spann offered the following substitute:

Whenever an affidavit for assault or assault and battery is filed with a Justice, such Justice shall forthwith issue his subpœna for the injured party to appear as a witness in the trial of the cause; and if the injured party shall fail or refuse to appear and testify within a reasonable time thereafter, then the Justice shall proceed to try and determine said cause the same as if the injured party were present.

Which was rejected.

Question pending on amendment.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Menzies, Ristine, Sayre, Shaffer, Spann, Urmstan, White, Wilson and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Bell, Brown, Chapman, Coffey, Hart, Howard, Kramer, Marvin, Smith, Traylor, VanVorhis, Viehe and Woods. Nays, 13.

So amendment was adopted.

Report as amended was adopted.

The following message was received from the House of Representatives at the hand of the Clerk thereof:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Act, H. R. No. 141: An act to regulate the sale of iron, brass, or other worn or scrap metal, by the officers and agents of railroad companies and other persons.

Enrolled Act, H. R. No. 462: An act to authorize railroad companies to construct, acquire, maintain and operate telegraph lines for commercial and other purposes.

Enrolled Act, H. R. No. 239: An act to legalize the incorporation of the town of Geneva, in the county of Adams, and the State of Indiana.

Enrolled Act, H. R. No. 176: An act to legalize the levy and sale, upon execution, of the rights, franchises and choses in action of the New Pittsburgh and Brown Turnpike Co.

Enrolled Act, H. R. No. 237: An act concerning landlord and tenant.

Enrolled Act, H. R., No. 306: An act revoking the conditions of the Board of the Trustees of Centre township, Marshall county, Indiana.

Enrolled Act of the Senate, No. 10: An act empowering County Commissioners to convey cemeteries, and providing for the management and control thereof.

Enrolled Act of the Senate, No. 119: An act to legalize the acts and proceedings of the Boards of Trustees and other officers of the town of Monroeville, Allen county, in the State of Indiana, and also the record by them made of their proceedings and acts in all cases since the incorporation of said town, and declaring an emergency.

Enrolled act of the Senate No. 130: An act to provide more effectually for the care, support and education of pauper children, repealing all laws in conflict therewith and declaring an emergency.

Enrolled act of the Senate No. 155: An act concerning Circuit Courts.

Enrolled act of the Senate No. 213: An act for the incorporation of public libraries.

Enrolled act of the Senate No. 278: An act to amend section 8 of "an act to authorize and regulate the incorporation of banks of discount and deposit in the State of Indiana." Approved February 7, 1873.

Enrolled Act of the Senate No. 245: An act to enlarge the powers of incorporated cities.

Enrolled Act of the Senate No. 364: An act defining the 31st Judicial Circuit of the State of Indiana, and fixing the times for holding the terms of court therein, and repealing all laws in conflict herewith.

Enrolled Act of the Senate No. 366: An act creating the 29th Judicial Circuit of the State of Indiana, and providing for the transfer and completion of all business now pending in the Superior Court of Cass county to the said Circuit Court, and declaring an emergency.

Enrolled Act of the Senate No. 271: An act concerning proceedings in civil cases.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Mr. Viehe moved to strike out the last sentence of section 69.

Which was lost.

The Lieutenant Governor announced his signature to Senate Bill 271.

Mr. Brown moved to lay the motion on the table, made this morning, to reconsider vote by which Senate receded from amendment to House Bill No. 36.

The ayes and nays were demanded by Messrs. Brown and Menzies; roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Coffey, Compton, Davidson, Hart, Howard, Kramer, Traylor, Urmstan and Yancey. Ayes, 11.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Marvin, Menzies, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, White, Wilson and Woods. Nays, 27.

So motion to reconsider was lost.

The motion to reconsider was agreed to.

Mr. VanVorhis moved Senate adhere and request committee conference.

The Chair appointed as said committee Messrs. VanVorhis and Brown.

Mr. Brown offered the following:

I move to amend section 70 by striking out the words in lines 1 and 2 of section 7, and insert the following words, "whenever a preliminary," and strike out the word "such," in line 3 of said section and insert the letter "a."

Which was adopted.

Mr. Traylor moved to strike out section 70.

Which motion was lost.

The Chair announced his signature to House Bills Nos. 306, 237, 239, 176, 462 and 141; also, Senate Bills Nos. 119, 130, 10, 155, 213, 278, 245, 364 and 366.

Mr. Comstock moved to amend section 71 by striking out "or of any other misdemeanor under and as defined by the statutes of the State," in lines 4, 5 and 6.

Which was rejected.

Mr. Viehe moved to amend by striking out all after the word "convicted," in line 9, and before the word "for," in line 10.

Which was adopted.

Mr. Bell moved to refer section 71 to a special committee of three.

Which was agreed to, and the Chair appointed Messrs. Bell, Menzies and Chapman as said committee.

Report of committee on section 79.

Ayes and nays were demanded by Messrs. Foster and Brown.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Kahlo, Keyser, Kramer, Leeper, Lockridge, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 31.

Those who voted in the negative were:

Messrs. Brown, Howard, Langdon, Marvin and Menzies. Nays, 5.

So report was concurred in.

Committee report on section 80 was concurred in.

Committee report on sections 86 and 88 moved to strike out the sections.

Mr. Hostetter presented petitions on temperance from Lagrange and Green counties.

Which were referred, without reading, to Committee on Temperance.

Mr. Brown moved to amend section 89 by adding the following:

"10. That he has requested or caused any officer or his deputy to be requested to place him before the grand jury."

Which was adopted.

Mr. Urmstan moved to amend section 89 by striking out all after the word "prosecution," in line 12, of item 6.

Which was adopted.

Mr. Wilson moved to amend section 98 as follows:

Insert after the word "jury," in line 2, the following: "touching any charge then pending before them."

The ayes and nays were demanded by Messrs. Wilson and Spann, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Hostetter, Marvin, Spann, Wilson and Yancey. Ayes, 5.

Those voting in the negative were:

Messrs. Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Keyser, Kramer, Langdon, Lockridge, Majors, Menzies, Owen, Ristine, Traylor, Urmstan and Viehe. Nays, 23.

No quorum voting.

Mr. Bell demanded a call of the Senate.

Which being had, discovered thirty-seven Senators present and answering to their names, as follows:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Total, 37.

On motion of Mr. Bell, further proceedings under the call of the Senate were dispensed with.

The following message was received from the House, by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the request of the Senate for a conference committee on Senate amendments to House Bill No. 36, and the Speaker has appointed Messrs. Cotton and Kerr on said committee on the part of the House.

Question being on amendment.

Ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Foster, Hostetter, Leeper, Marvin, Spann, White, Wilson and Yancey. Ayes, 8.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Howard, Kramer, Langdon, Lockridge, Majors, Menzies, Owen, Ristine, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe and Woollen. Nays, 28.

So the motion was rejected.

Mr. Urmstan offered the following substitute:

Substitute the following for section 93: "The grand jury is bound to weigh all the evidence submitted to them."

Which was rejected.

Mr. Brown moved to amend section 100 by adding these words: "Fifthly. To inquire into violations of the criminal law of this State generally of which the court has jurisdiction."

Which was adopted.

Mr. Brown moved the following as a substitute for section 101:

The grand jury, during term time of the court, shall be entitled to free access at all reasonable times to the county prison or prisons.

Mr. Comstock moved to amend the substitute by adding thereto the following:

"And to county poor house for the purpose of examining their condition and management."

Which was adopted.

Substitute as amended adopted.

Mr. Brown moved to strike out the words "is not bound to," and insert in lieu thereof the words "shall not," in line 1, section 93.

Mr. Menzies moved to strike out section 93 of the bill.

Motion rejected.

Question on amendment offered by Mr. Brown.

Ayes and nays were demanded by Messrs. Hart and Garrigus.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Graham, Grubbs, Keyser, Kramer, Lockridge, Menzies, Owen, Sayre, Spann, Traylor, Urmstan, VanVorhis, Viehe, White and Yancey. Ayes, 21.

Those voting in the negative were:

Messrs. Bell, Davidson, Foster, Garrigus, Hart, Henry, Langdon, Majors, Marvin, Shaffer, Smith, Woods and Woollen. Nays, 13.

So the motion was agreed to.

On motion, Senate adjourned.

THOMAS HANNA,
President of Senate.

TUESDAY MORNING.

APRIL 5, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Prayer was offered by the Rev. Thomas Harrison (the Boy Preacher).

Pending the reading of yesterday's Journal, on motion of Mr. Traylor, the further reading of the same was dispensed with.

Mr. Marvin moved constitutional rule be suspended and Senate Bill No. 370 be read second time by title and third time by sections.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Kahlo, Kramer, Langdon, Leeper, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 35.

So the motion was agreed to.

Senate Bill No. 370 read second time by title.

Committee report concurred in, and bill read third time by sections.

Question being, Shall the bill pass?

The roll being called, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Kahlo, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Van Vorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 34.

So the bill passed.

Title adopted as read.

Mr. Ristine called up Senate Bill No. 232, giving City Marshals same authority and fees as Constables, etc.

Which was read a third time.

Question being, Shall the bill pass?

The roll being called, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Compton, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 35.

So the bill passed.

Title adopted as read.

Mr. Chapman presented House Bill No. 50:

A bill to require certain hotels or lodging houses to provide certain protections against fire, etc.

Which was referred to Committee on Rights and Privileges.

Mr. Spann moved to take up House Joint Resolution No. 7:

A Joint Resolution proposing an amendment to the Constitution of the State of Indiana by adding thereto the 17th section.

Which was adopted.

Mr. Chapman moved to refer the matter to the Judiciary Committee.

Mr. Spann moved to amend by having the committee to report to-morrow.

Mr. Kahlo moved the previous question, which was seconded.

The main question was then ordered.

Question on instruction was rejected.

So the motion to refer was agreed to.

Mr. Langdon moved that House Bill No. 369 be taken up.

The ayes and nays were demanded by Messrs. Wilson and Foster.

The roll being called, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Davidson, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Smith, VanVorhis, Viehe, Wilson, Woods and Woollen. Ayes, 27.

Those voting in the negative were:

Messrs. Comstock, Foster, Garrigus, Hefron, Leeper, Majors, Menzies, Shaffer, Spann, Traylor, Urmstan and Yancey. Nays, 12.

So the motion was agreed to.

On motion of Mr. Comstock, House Bill No. 378 was referred to a committee of three.

Which was adopted.

The chair appointed Messrs. Comstock, Coffey and Sayre as such committee.

Mr. Traylor, from the Committee on Phraseology, made a report on House Bill No. 298, recommending that the word "said" be stricken out in numerous places in said bill, and that the word "the" be inserted in lieu thereof.

Which was concurred in.

Mr. Foster made the following report:

MR. PRESIDENT:

Your Committee on Finance, to whom was referred the communication of the Auditor in relation to blanks for Assessors, recommend that it be laid on the table, as no legislation is needed on the subject.

Mr. Foster offered the following:

MR. PRESIDENT:

Your Committee on Finance, to whom was referred the report of the Committee on Education, have had the same under consideration, and recommend that the same be laid on the table for the reason that no further legislation is necessary on the subject.

Mr. Briscoe, from Committee on Supervision and Inspection of the Journal, presented the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal, to whom was referred Senate Journal (special session) for Monday, April 4, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Traylor moved to amend the bill by striking out section 103.

Which was adopted.

Committee report on section 104 was adopted.

Mr. Henry moved that Senate Bill No. 269, the special order, be set aside.

The ayes and nays being demanded by Messrs. Grubbs and Menzies, and roll being called and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bundy, Chapman, Coffey, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Kramer, Lockridge, Owen, Sayre, Spann and VanVorhis. Ayes, 17.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Compton, Foster, Hart, Hefron, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Shaffer, Smith, Traylor, Urmstan, Viehe, White, Woods, Woollen and Yancey. Nays, 22.

So the motion was rejected.

Mr. Spann presented the following protest:

We, the undersigned, hereby enter this, our protest, on the Journal of the Senate against the ruling and decision of the chair when a *viva voce* vote had been taken on the question of referring House Resolution No. 7 to the Committee on Judiciary with instructions, and before said vote was announced Senators Bundy, Spann and Foster demanded the ayes and nays, but the Chair, disregarding said demand, refused to give the said Senators a call of the roll for the ayes and nays, and we hereby protest against the ruling of the President of the Senate, regarding it as the right of

Senators and a question of the highest privilege to have a call of the Senate for the ayes and nays when demanded at the proper time.

Jesse J. Spann, Senator of Rush.
E. H. Bundy, Senator of Henry.
E. R. Wilson, Senator of Jefferson.
G. H. Shaffer, Senator of Huntington.
S. T. Yancey, Senator of Hancock.
J. J. Foster, Senator of Allen.

Senate Bill No. 269, being special order, was read second time with majority committee report, also with minority report.

Mr. Langdon moved to indefinitely postpone.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the resolution of the Senate authorizing the State Librarian to purchase the Daniel Hough collection of books, at a stipulated price.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 339: A bill concerning the erection and repairs of bridges, and repealing all laws in conflict therewith.

Engrossed House Bill No. 390: A bill for an act to amend section 1 of an act approved March 14, 1877, entitled "An act to provide for the distribution of the surplus dog tax in the hands of Township Trustees."

And the same are herewith submitted to the Senate for its action thereon.

I am also directed to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 61, entitled:

"A bill concerning telephone companies, and supplemental to an act for the incorporation of manufacturing and mining companies."

On motion the Senate adjourned.

AFTERNOON SESSION.

TUESDAY, April 5, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Smith made the following report on Enrolled Bills:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared Senate Enrolled Acts Nos. 153, 156, 168 and 176 with the enrolled bills and found the same to be correct copies thereof.

Mr. Comstock, from Committee on Revision, made a report on House Bill No. 219, which was read second time, recommending the substitution of new matter.

Which was concurred in.

Mr. White, from Conference Committee, made the following report:

MR. PRESIDENT:

The Committee of Conference on Senate Bill No. 25, with the House amendment thereto, have had the same under consideration, and have agreed upon the following report, and recommend that the Senate concur therein:

1. That the House recede from its amendment to section 2 of the bill.

2. Amend section 2 by inserting after the word "inspector," in line 16, the following: "Such State Inspector shall appoint at least one Deputy Inspector in each Congressional District in the State, except that in the Congressional District where such Inspector resides, such appointment may or may not be made at the discretion of the Inspector."

D. H. WHITE,
RICHARD L. COFFEY,
Senate Committee.
O. B. TAYLOR,
L. L. FANCHER,
House Committee.

Mr. Viehe, from Committee on Revision of the Laws, made the following report:

MR. PRESIDENT:

Your Committee on the Revision of the Laws, to whom was referred Senate Joint Resolution No. 14, report the same back to the Senate with recommendation that the same be amended by striking out "Senate, House of Representatives concurring," and by inserting in lieu thereof "General Assembly of the State of Indiana," and when so amended it be adopted.

Which was concurred in.

Mr. Comstock, from Committee on Revision of the Laws, to whom was referred House Bill No. 392, a bill in relation to promissory notes, etc., report the same back to the Senate with recommendation that it do lie upon the table.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Enrolled Senate Bill No. 79, with House amendments: "A bill concerning the purchase of toll roads, and providing for their maintenance as free roads."

And the same, with the amendments, is herewith returned to the Senate.

Engrossed House Bill No. 457: A bill to amend section 14 of an act entitled, "An act for the incorporation of towns, defining their powers, providing for the election of officers thereof, and declaring their duties."

Engrossed House Bill No. 470: A bill defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, and to prevent cruelty to animals.

Engrossed House Bill No. 474: A bill to prohibit the pollution of water of streams, canals and reservoirs from which water for the supply of towns and cities is, or may be, drawn, and to provide penalties for the violation of its provisions.

Engrossed House Bill No. 155: A bill concerning license to

exhibit any caravan, menagerie, circus, rope or wire walking, puppet show, legerdemain, ventriloquism, theatrical performance, opera, minstrel or any other exhibition, etc.

And the same are herewith submitted to the Senate for its action thereon.

The ayes and nays were demanded by Messrs Grubbs and Brown.

Roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Compton, Comstock, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Ristine, Sayre, Urmstan, VanVorhis and White. Ayes, 18.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Davidson, Davis, Foster, Graham, Hart, Hefron, Majors, Menzies, Rahm, Shaffer, Smith, Spann, Traylor and Viehe. Nays, 19.

So the motion to postpone was rejected.

Mr. Comstock asked and obtained leave of absence for Mr. Bell until to-morrow noon.

Mr. Chapman moved to lay bill and reports on the table.

Ayes and nays being demanded by Messrs. Chapman and Garrigus, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis and White. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Coffey, Davidson, Davis, Foster, Graham, Hart, Hefron, Majors, Marvin, Menzies, Rahm, Traylor and Viehe. Nays, 16.

So the motion was agreed to.

Senate Bill No. 367 taken up.

Committee report on section 107 was concurred in.

Mr. Brown moved to strike out of section 108 all after the word "attorney," in line 3.

The ayes and nays being demanded by Messrs. Menzies and Garrigus, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Coffey, Compton, Davis, Graham, Hart, Hefron, Hostetter, Kahlo, Kramer, Majors, Sayre, Traylor, Urmstan, Wilson and Woods. Ayes, 18.

Those who voted in the negative were:

Messrs. Briscoe, Bundy, Chapman, Comstock, Davidson, Foster, Garrigus, Grubbs, Henry, Keyser, Langdon, Lockridge, Marvin, Menzies, Rahm, Ristine, Shaffer, Smith, Spann and White. Nays, 20.

So the motion was rejected.

Committee report on section 114 was adopted.

Committee report on section 115 was adopted.

Mr. Brown moved to amend section 114 by adding, after the word "offenses," in line 1, "except treason and murder;" and also after the word "misdemeanor," in line 5, insert the words "except treason and murder."

Which was adopted.

Committee report on section 122 was concurred in.

Mr. Henry moved to reconsider vote.

Which was adopted.

Report of committee to strike out section 122 was rejected.

Mr. Henry moved to reconsider vote, striking out section 115.

Which was adopted.

Committee report as to striking out section 115 was rejected.

Committee's report on section 138 was adopted.

Mr. Garrigus moved to amend section 145 by adding thereto the following: And no Judge shall suffer a defense, charged with crime, to go at large upon his own recognizance.

Which was rejected.

Committee's amendment on section 150 adopted.

Mr. Graham offered the following amendment:

I move to amend section 153 by striking out the words, "all costs," in lines 3 and 4, and insert in lieu the words, "such costs as the court may adjudge to be paid by him."

The ayes and nays being demanded by Messrs. Graham and Traylor on Mr. Graham's motion to amend section 153, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Coffey, Davidson, Garrigus, Graham, Grubbs, Hart, Kramer, Langdon, Lockridge, Majors, Owen, Rahm, Sayre, Shaffer, Smith, Traylor, Viehe and Wilson. Ayes, 21.

Those voting in the negative were:

Messrs. Benz, Briscoe, Chapman, Comstock, Foster, Hefron, Henry, Howard, Hutchinson, Leeper, Marvin, Menzies, Ristine, Urmstan, White and Wood. Nays, 15.

So the motion was adopted.

Committee amendment to section 168 was adopted.

Mr. Henry moved to strike out section 181.

Which was rejected.

Mr. Bundy offered the following to section 188, page 51:

Insert after the word "baelie," in line 4, the words "or tenant," and after the word "baelie," in line 7, insert the words "tenant or tenants."

Which was adopted.

Mr. Menzies moved to amend section 185 of the bill by striking out the words "section 183," and inserting in lieu thereof the words "this act," in line 2.

Which was adopted.

Mr. Hefron moved to strike out section 193.

Which was adopted.

Mr. Menzies moved to amend section 204 of the bill by adding the following at the end of such section:

Provided, Whenever the defendant is indicted for an offense

punishable with death, he shall have one change of venue as of right by filing his affidavit, stating that he can not have a fair and impartial trial in the county, owing to the bias or prejudice of the people or inhabitants of the county against himself or his cause of defense.

Mr. Henry moved to refer the section and proposed amendment to a select committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Henry, Menzies and Grubbs.

Mr. Henry offered the following amendment:

Section 206, page 59, amend by striking out all after line 9, and insert the following: "One change of venue from the county, and no more, shall be granted."

The ayes and nays being demanded by Messrs. Bundy and Spann, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Garrigus, Graham, Grubbs, Henry, Kahlo, Langdon, Owen, Rahm, Sayre, Spann, White, Wilson, Woollen and Yancey. Ayes, 18.

Those voting in the negative were:

Messrs. Benz, Coffey, Compton, Comstock, Davidson, Davis, Hart, Hefron, Keyser, Kramer, Leeper, Marvin, Smith, Traylor, Urmstan, VanVorhis and Woods. Nays, 17.

So the motion was adopted.

Mr. Graham moved to strike out section 215.

Which was lost.

Mr. Viehe moved when Senate adjourn it be until 7:30 P. M., to read third time Bill No. 351.

Mr. Foster moved to lay on table.

Ayes and nays were demanded by Messrs. Shaffer and Hefron.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Foster, Garrigus, Hefron, Leeper and Urmstan. Ayes, 6.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Kramer, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Nays, 32.

So the motion was lost.

Motion for night session adopted.

Mr. Spann's report on portions of Governor's message was concurred in.

Mr. Woods introduced Senate Bill No. 372:

An act defining 39th Judicial Circuit Court, etc.

Read first time and referred to Committee on Organization of Courts.

Mr. VanVorhis, from the Conference Committee, presented the following report:

MR. PRESIDENT:

The Conference Committee of the Senate and House, to whom was referred the Senate amendments, report that they have had the same under consideration, and recommend that the Senate do recede from so much of its amendments as propose to strike out of line 7 and all other places in said bill where "April" is used the word "April" and insert "October;" and that in lieu of said amendments the word "April" be stricken out wherever it occurs in said bill, and the word "May" be inserted instead thereof; and further, that the Senate do recede from its amendments, striking out the emergency clause; and that the House do then concur to the Senate amendments.

FRANCIS J. VANVORRHIS,
J. T. COTTON.

Mr. Comstock presented House Bill No. 378, with committee report recommending certain amendments, and then that bill do pass.

Mr. Comstock moved that amendments be considered engrossed, bill read a third time and put upon its passage.

Which was adopted.

So House Bill No. 378, concerning cities, amending acts for incorporation of, etc., approved March 14, 1867, was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Viehe, Woods and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Sayre and Smith. Nays, 2.

So the bill passed.

Title adopted as read.

Mr. Grubbs, from the Committee on Judiciary, made report on House Bill No. 271, recommending that it be amended, and when so amended it do pass.

Mr. Traylor asked leave of absence for special committee to which was referred criminal code.

Adopted.

On motion, Senate adjourned.

NIGHT SESSION.

TUESDAY, April 5, 1881.

Mr. Viehe in the chair *pro tem.*, and directed that House Bill No. 351 be read a third time.

The Chair declared the question to be, Shall the bill pass?

On motion, Senate adjourned.

THOMAS HANNA,

President of the Senate.

WEDNESDAY MORNING.

APRIL 6, 1881.

Senate met at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Prayer by Rev. L. H. Jamison.

Mr. Chapman moved the reading of the Journal be dispensed with.

Mr. Chapman introduced Senate Bill No. 373, entitled:

A bill to authorize and empower the trustees for the State Hospital for the Insane to confer upon any incorporated street or horse railroad company, etc.

Was read a first time and referred to the Committee on Benevolent Institutions.

Mr. Traylor introduced Senate Bill No. 374, entitled:

A bill to legalize the acts and proceedings of the board of trustees in the town of Bedford, in Lawrence county, Indiana.

Was read a first time.

Mr. Traylor moved that the constitutional rule be suspended.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 35.

So the motion was agreed to.

Senate Bill No. 374 read second time by title, third time by sections.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Wilson, Woods and Yancey. Ayes, 39.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Ristine's amendments to Senate Bill No. 79 were concurred in.

Mr. Viehe moved Senate Bill No. 351 be put on its passage.

The ayes and nays being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Ayes, 35.

Those who voted in the negative were:

Messrs. Brown, Bundy, Garrigus and Hart. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. Owen moved constitutional rule be suspended on House Bill No. 305, relating to owners of real estate petitioning for improvements of streets, etc., be read first and second times by title, third time by sections and put on its passage.

Roll being called on motion to suspend rules, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer,

Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Viehe, White, Woollen and Yancey. Ayes, 38.

No one voting in the negative.

So the motion was adopted.

House Bill No. 305 was read a first and second time by title only and a third time by sections.

The question being, Shall the bill pass?

The roll being ordered, and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Spann, Traylor, Urmstan, Viehe, White, Woods, Woollen and Yancey. Ayes, 34.

Those who voted in the negative were:

Messrs. Bundy, Keyser and Shaffer. Nays, 3.

So the bill passed.

Title adopted as read.

Mr. Lockridge called up House Bill No. 155, relating to licensed shows, etc.

Read first time and referred to Committee on Agriculture.

Mr. Hefron presented House Bill No. 138, concerning common carriers, etc.

Read a first time.

Mr. Hefron moved to refer to Railroad Committee.

Mr. Brown amended by referring to Judiciary Committee.

Ayes and nays were ordered by Messrs. Hefron and Brown.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Graham, Grubbs, Langdon, Rahm, Ristine, Smith, Spann, Urmstan, Viehe, Wilson and Woods. Ayes, 18.

Those who voted in the negative were:

Messrs. Benz, Bundy, Foster, Garrigus, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Leeper, Lockridge, Marvin, Menzies, Owen, Sayre, Shaffer, Traylor, White, Woollen and Yancey. Ayes, 21.

So motion was rejected.

Referred to Railroad Committee.

Mr. Kahlo moved to take up House Bill No. 91, a bill to authorize aliens to hold titles of real estate, convey the same, etc.

The ayes and nays were demanded by Messrs. Brown and Foster, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Menzies, Owen, Rahm, Sayre, Smith, Traylor, Urmstan, VanVorhis, Viehe, Woollen and Yancey. Ayes, 29.

Those who voted in the negative were:

Messrs. Brown, Chapman, Compton, Foster, Marvin, Ristine, Shaffer, Spann and White. Nays, 10.

So the motion was agreed to.

House Bill 91 read third time.

Mr. Langdon moved be special for 3 o'clock P. M.

Mr. Henry moved to amend by making it special order for 10 o'clock to-morrow morning.

Which was agreed to.

Motion as amended was adopted.

Mr. Sayre asked that Senate Bill No. 369 be made special for Friday, 10 o'clock A. M.

Adopted.

Mr. Brown, from Committee on Judiciary, to whom was referred Joint Resolutions Nos. 15 and 17, recommend that they do pass.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the Speaker of the House to inform the Senate that he has signed the following enrolled Senate Acts, viz:

Enrolled Senate Act No. 153: An act to amend section 1 of an act entitled, "An act amendatory and supplemental to an act entitled 'An act providing for voluntary assignments of personal and real property for the benefit of creditors, and regulating the mode of administering the same.'" Approved March 5, 1859. Approved February 1, 1875.

Enrolled Senate Act No. 168: An act to amend an act entitled "An act to amend the 11th section of an act touching the relation of guardian and ward. Approved June 9, 1852, and regulating suits on bonds of guardians removing from the State." Approved March 9, 1867.

Enrolled Senate Act No. 176: An act to amend the first section of an act entitled "An act to amend an act regulating the adoption of heirs," approved March 2, 1855; approved February 27, 1875.

Enrolled Senate Act No. 156: An act to amend an act entitled "An act concerning the partition of lands," approved May, 20, 1852, and to repeal an act therein named.

Enrolled House Bill No. 61: An act concerning telephone companies, and supplemental to an act for the incorporation of manufacturing and mining companies, and companies for mechanical, chemical and building purposes, approved May 20, 1852, and all acts amendatory thereof and supplemental thereto, and declaring an emergency.

And the same are herewith returned to the Senate for the signature of the President thereof.

I am further directed to inform the Senate that the House has agreed to the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 74, and the Speaker has appointed Messrs. Bartlett and Shields on said committee on the part of the House.

I am further directed to inform the Senate that the House has agreed to the report of the Conference Committee on Senate Bill No. 25.

I am further directed to inform the Senate that the House has passed the following House Bill, to wit:

Engrossed House Bill No. 17: A bill to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of Judge of said Court, and to abolish the Criminal Court of said county, to take effect on the 3d Monday of November, A. D. 1882, and to transfer the business thereof to the Circuit Court thereof at said date, and declaring an emergency.

And the same is herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the House has passed, with amendment, the following Senate Bill, to wit:

Engrossed Senate Bill No. 215: A bill concerning drainage.

And the same is herewith returned to the Senate.

Mr. Wilson, from the committee to whom was referred engrossed House Bill No. 370, entitled "An act providing for the incorporation of companies for the purpose of constructing bridges," etc., reported the same back to the Senate with certain amendments, and when so amended recommend its passage, which is submitted as a minority report.

Mr. Graham, from Committee on Railroads, to whom was referred engrossed House Bill No. 432, a bill to amend section 2 of an act entitled "An act to provide for the incorporation of street railroad companies," etc., recommend that the bill do pass.

Mr. Rahm moved to suspend the constitutional rule, and that House Bill No. 370 be read second time by title, third time by sections and put upon its passage.

The ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Major, Marvin, Menzies, Owen, Rahm, Ristine,

ıyre, Shaffer, Spann, Traylor, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 38.

No one voting in the negative.

So the motion was adopted.

House bill No. 370 read second time by title with majority committee report.

Mr. Spann moved that minority report be substituted for majority report.

Minority report was then read.

The Chair announced his signature to House Bill No. 61, and Senate Bills Nos. 176, 168, 153 and 156.

The ayes and nays were demanded by Messrs. Foster and Spann on substitution of majority report.

The roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Chapman, Comstock, Foster, Garrigus, Graham, Hefron, Henry, Langdon, Lockridge, Majors, Menzies, Owen, Ristine, Spann, Urmstan, VanVorhis and Wilson. Ayes, 19.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Coffey, Compton, Davidson, Davis, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Leeper, Marvin, Rahm, Sayre, Shaffer, Smith, Traylor, Viehe, White, Woods, Woollen and Yancey. Nays, 26.

So the minority report was rejected.

Mr. Brown moved to amend majority report of the committee by inserting the words "reasonable and," before the word "uniform."

Which was adopted.

Mr. Grubbs, from Judiciary Committee, to whom was referred Joint Resolution No. 7: A majority of your committee recommend resolution do pass.

Mr. Menzies offered the following amendment to the bill:

Provided, nothing herein contained shall be deemed or con-

strued to be a limitation or restraint of the right of the General Assembly to alter or amend the charter of any corporation or company constructing any bridge under the provisions of this act.

Which was adopted.

Report on amendment adopted.

Bill considered engrossed.

House Bill No. 370 read third time.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, April 6, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Henry, from committee to whom was referred House Bill No. 367, sections 204 and 206, presented his report, recommending certain amendments.

Which was concurred in.

Mr. Henry, from Committee on Phraseology, to whom was referred Senate Bill No. 370, reported the bill should be amended by striking out section 2 and inserting the following:

Sec. 2. An emergency existing for the immediate taking effect of this act; therefore, the same shall take effect and be in force from and after its passage.

Concurred in.

Mr. Henry, from Committee on Phraseology, etc., to whom was referred Senate Bill No. 223, and report same amended as follows: Strike out lines 10, 11, 12, 13, 14 and 15 and insert in lieu thereof the following: "But the Clerk shall not be required to certify to such copy, and the person making such copy shall not be permitted to take the original opinion from the Clerk's offices, and the."

Which was concurred in.

Mr. Spann moved to concur in committee report on H. J. Resolution No. 7, making it order for to-morrow at 10:30 o'clock.

Question being on passage of bridge bill.

Ayes and nays being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles and Woods. Ayes, 33.

Those who voted in the negative were:

Messrs. Chapman, Comstock, Foster, Hefron, Henry, Spann and Wilson. Nays, 7.

So the bill passed.

Title adopted as read.

Mr. Comstock moved Thursday, 10 A. M.

Mr. Spann accepted the amendment.

Mr. Kramer moved to lay on the table.

The ayes and nays were demanded by Messrs. Kramer and Henry, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Chapman, Kramer, Rahm, Traylor and Voyles. Ayes, 6.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Leeper, Majors, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Wilson, Woods and Yancey. Nays, 32.

So the motion was rejected.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 4: A bill providing for the organization and incorporation of mutual benefit and relief associations.

Engrossed House Bill No. 129: A bill donating and appropriating certain money from the general fund in the treasury, to the persons therein named.

Engrossed House Bill No. 469: A bill to legalize the election of the Board of Trustees of the town of Spiceland.

And the same are herewith submitted to the Senate for its action thereon.

I am also directed to inform the Senate that the House has adopted the report of the conference committee on House Bill No. 36, entitled A bill for the protection of sheep husbandry, etc.

I am further directed to inform the Senate that the House has had under consideration Senate amendments to House Bill No. 422, a bill making appropriations for the years 1882 and 1883, and has concurred in 1, 2, 9, 10, 13, 15, 16, 17, 18, 19, 21, 22 and 24 of said amendments, and refuses to concur in all other amendments of the Senate to said bill.

And the Senate is hereby respectfully requested to recede from its amendments to said bill not concurred in by the House.

I am further directed by the House of Representatives to request the Senate to return to the House Senate Bill No. 212, for the correction of an error therein.

Question being on Mr. Comstock's motion.

The ayes and nays were demanded by Messrs. Spann and Foster, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Chapman, Compton, Hart, Kramer, Rahm, Traylor and Urmstan. Nays, 7.

So the motion was adopted.

Mr. Bischowsky moved the constitutional rule be suspended, House Bill No. 17 be read first and second times by title, third time by sections and put upon its passage.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 38.

No one voting in the negative.

So the motion was agreed to.

Mr. Chapman moved that the request of House that Senate Bill 212 be returned be granted.

Adopted.

Mr. Grubbs moved Senate adhere to amendments to House Bill 422, and request Conference Committee.

Which was adopted.

So House Bill No. 17, concerning the abolition of Criminal Court of Vigo county, etc., was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 42.

Messrs. Hefron and Traylor voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Wilson offered the following:

MR. PRESIDENT:

I hereby tender my resignation as a member of the Committee on Finance, and respectfully request the Senate to accept the same.

E. R. WILSON.

Question being, Shall the resignation be accepted?

The ayes and nays being demanded by Messrs. Spann and Benz, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Marvin, Menzies, Ristine, Spann, Viehe, Voyles and Woods. Ayes, 27.

Those voting in the negative were:

Messrs. Benz, Bundy, Graham, Henry, Keyser, Majors, Owen, Rahm, Sayre, Shaffer, Smith, Traylor, VanVorhis, White and Yancey. Nays, 16.

So the resignation was accepted.

Mr. VanVorhis, from the Conference Committee, made the following report:

MR. PRESIDENT:

The committee of the House and Senate, to whom was referred House Bill No. 36, with the Senate amendments, report that they have had the same under consideration, and recommend that the Senate do recede from so much of its amendments as proposes to strike out of line 7 and all other places in said bill where "April" is used, the word "April," and insert "October," and that in lieu of said amendments the word "April" be stricken out wherever it occurs in said bill, and the word "May" be inserted instead thereof. And, further, that the Senate do recede from its amendment, striking out the emergency clause; and that the House do then concur in the Senate amendments.

FLAVIUS J. VANVORHIS,
Chairman Senate Committee.

J. HALTON,
Chairman House Committee.

Question, Shall the report be concurred in?

The ayes and nays being demanded by Messrs. Foster and Menzies, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Voyles, White and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs, Coffey, Compton, Davis, Foster, Hart, Hefron, Hutchinson, Kramer, Majors, Menzies, Rahm and Viehe. Nays, 12.

Which was concurred in.

On motion of Mr. Chapman, Senate Bill No. 340, amending the act for laying out streets, alleys, etc., was read a third time.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Chapman, Compton, Comstock, Davidson, Davis, Hostetter, Howard, Marvin, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 16.

Those voting in the negative were:

Messrs. Briscoe, Bundy, Coffey, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Menzies, Sayre, Shaffer, Spann, Traylor and Voyles. Nays, 22.

So the bill was lost.

Mr. Traylor, from the Committee on Phraseology, made report on Senate Bill No. 227, reporting that the same should be amended by striking out all the numbers where written in figures, except the numbering of sections, and instead thereof writing the numbers in words instead of figures.

Which was concurred in.

Mr. Davidson, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Journal (special session) for Tuesday, April 5, 1881, have examined the same and found it correct.

Which was concurred in.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 378, entitled:

A bill to amend an act entitled "An act to repeal all general laws now in force for the incorporation of cities and towns," etc.

Mr. Coffey moved to take up Senate Bill No. 359.

Which was rejected.

Mr. VanVorhis moved that House Bill No. 34 be made special order for to-morrow at 9:45 o'clock A. M.

Which was rejected.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills has compared enrolled Acts of the Senate Nos. 72 and 157 with the engrossed bills thereof, and found them correct copies.

Which was concurred in.

The Senate resumed consideration of House Bill No. 367, being the criminal code, commencing at section 218.

Mr. Briscoe moved to amend section 218, line 3, by striking out the word "three" and inserting in lieu thereof the word "two."

Which was rejected.

Mr. Brown moved to strike out section 220 of the bill.

Which was adopted.

Mr. Grubbs moved that section 226 be stricken out, and that it be referred to the special committee defining "public offenses," to be incorporated therein.

Which was adopted.

Mr. Bundy moved to amend section 228 by striking out all after the word "challenge," in line 8.

Which was adopted.

Mr. Henry moved to amend section 230 by substituting the following: "Sec. 230. The prosecuting attorney in capital cases may challenge peremptorily six jurors; in other cases, three jurors."

Question being on the amendment.

The ayes and nays being demanded by Messrs. Garrigus and Shaffer, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Compton, Davidson, Davis, Foster, Grubbs, Henry, Kahlo, Kramer, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Spann, Traylor, Voyles, White, Wilson, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Hefron, Hostetter, Sayre, Shaffer, Smith, Urmstan, VanVorhis and Yancey. Nays, 11.

So the motion was adopted.

Mr. Urmstan offered the following amendment to section 231:

Amend section 231 by striking out all after the word "defendant," in line 6, item two, and insert the following: "And if the juror states on oath that he feels able, notwithstanding such opinion, to render an impartial verdict upon the law and the evidence, he shall not be excused for that reason."

Which was rejected.

Committee report on section 250 and on section 253 were adopted.

Mr. Henry moved to amend section 255 by inserting the word "certified" before the word "transcript," in line 13.

Which was adopted.

Committee amendment to section 259.

Mr. Brown moved to amend the report of the committee by striking out the proviso at the end of the clause.

Which was adopted.

Report as amended adopted.

Mr. Chapman made the following report on section 71:

Whenever any act is made a public offense against the State by any statute, and the punishment prescribed therefor, such act shall not be made punishable by any ordinance of any incorporated city or town, and any ordinance to such effect shall be null and void, and all prosecutions for any such public offense as may be within the jurisdiction of the authorities of such incorporated cities or towns by and before such authorities, shall be had under the State law only.

Which was adopted.

Committee report on section 273 was read.

Mr. Traylor offered the following as a substitute for the amendment proposed by the committee to section 273:

Strike out all of section 273, and substitute the following:

"SEC. 273. When the defendant is found guilty, the jury must state in their verdict the amount of fine and the punishment to be inflicted, and where the plea is guilty or the trial is by the court, the court shall assess the amount of fine and fix the punishment to be inflicted.

Which was adopted.

The section was so amended.

Mr. Henry moved the Senate concur in House amendments to Senate Bill No. 214.

Which was adopted.

Mr. Grubbs, from the Committee on Revision, to whom was referred engrossed House Bill No. 392, a bill in relation to promissory notes, etc., reported same back to the Senate, with recommendation that it lie on the table.

Which was concurred in.

Mr. Urmstan presented amendments to House Bill No. 219.

Which were adopted.

Bill ordered engrossed.

The Chair appointed as a committee on conference, Messrs. Grubbs and Leeper.

On motion, the Senate adjourned.

THOMAS HANNA,
President of Senate.

THURSDAY MORNING.

APRIL 7, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Brown moved to reconsider the vote by which Mr. Wilson was excused from further service as Chairman of the Finance Committee.

Which was adopted.

Question, Shall the Chairman of said committee be excused?

Which was rejected.

Mr. Menzies moved to take up Senate Bill No. 281, "Green River Island Bill."

Which was adopted.

Senate Bill No. 281 read second time with committee report, and recommend that bill be amended, and when so amended a majority of committee recommend that bill do pass.

Mr. Comstock moved to amend report of committee by striking out all after the word "line," in line 16, of section 1.

Which was rejected.

Mr. Owen moved to strike out the word "three," in the report of the committee, and insert "one."

Which was adopted.

Report adopted as amended.

Mr. Owen moved to take up special order, House Bill No. 91, to encourage emigration to the State of Indiana.

Mr. Owen moved to reconsider the vote on report as amended.

Adopted.

Also adopting his amendment.

Mr. Rahm moved to substitute 1500.

Which was adopted.

Report as amended concurred in.

Mr. Chapman moved to amend the bill as follows:

Strike out the words, "And the Governor is hereby authorized to employ, at the expense of the State, additional counsel, not exceeding two, to assist the Attorney General," and the words, "and to pay the charges of such counsel," and add to the section, "not including attorney's fees."

Which was adopted.

Bill ordered engrossed.

House Bill No. 91 coming up, Mr. Henry demanded previous question.

The ayes and nays being demanded by Messrs. Foster and Brown, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Owen, Rahm, Ristine, Sayre, Shaffer, Voyles and White. Ayes, 23.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Foster, Hefron, Langdon, Majors, Marvin, Menzies, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Woods, Woollen and Yancey. Nays, 22.

So demand for previous question was seconded.

Main question ordered.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Langdon, Lockridge, Majors, Menzies, Owen, Sayre, Smith, Spann, Traylor, VanVorhis and White. Ayes, 23.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Chapman, Coffey, Compton, Foster, Hart, Hefron, Keyser, Kramer, Leeper, Marvin, Rahm,

Ristine, Shaffer, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Nays, 22.

So the bill failed.

Mr. Comstock moved that House Bill No. 219 be taken up and read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Traylor, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, Van-Vorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 40.

Those voting in the negative were:

Messrs. Bundy, Compton, Foster and Spann. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. Chapman, from Judiciary Committee, to whom was referred House Bill No. 220, and majority of committee, recommend that bill do pass.

Mr. Spann called up special order.

Mr. Comstock demanded previous question.

The following message was received from the House of Representatives:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following bills, to wit:

Enrolled Act, Senate No. 157: An act to amend an act entitled, "An act to amend the fourth section of an act touching the relation of guardian and ward."

Enrolled Act, Senate No. 72: An act in relation to the three per cent. fund remaining unexpended.

Enrolled Act, House No. 305: An act allowing owners of real estate to petition for the improvement of streets, highways, etc.

Enrolled Act, H. R. No. 378: An act to amend sections 8 and 69 of an act entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc.

And the same are herewith placed before the Senate for the signature of the President thereof.

I am also directed to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 370.

And that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 16: A bill to amend section 79 of an act entitled, "An act to repeal all general laws now in force for the incorporation of cities."

Engrossed Bill, H. R., No. 418: A bill to amend section 54 of an entitled, "An act to repeal all general laws now in force for the incorporation of cities."

Engrossed House Bill No. 487: A bill concerning the Supreme Court.

Engrossed House Bill No. 520: A bill for an act to amend sections 2 and 3 of an act entitled, "An act to provide for the assessment and collection of taxes," etc.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Spann moved the constitutional rule be suspended and bill be read second time by title and third time by sections, and put upon its passage.

Mr. Coffey moved the previous question and call demanded by Messrs. Henry and Briscoe.

Vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Chapman, Coffey, Comstock, Davis, Garrigus, Graham, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Benz, Briscoe, Compton, Davidson, Foster, Hart, Hef-

ron, Hutchinson, Kramer, Leeper, Majors, Menzies, Traylor, Urmstan, VanVorhis, White and Woods. Nays, 17.

So the main question was ordered.

Main question being on suspension of constitutional rule.

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Coffey, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Briscoe, Brown, Chapman, Compton, Hart, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, VanVorhis, Voyles, White and Woods. Nays, 16.

So the constitutional rule was not suspended.

Mr. Menzies presented the following appeal:

We appeal from the decision of the Chair in ruling that a motion to suspend the constitutional rule, enumerated in section 18 of article 4 of the Constitution, is in order, and in overruling the point of order that it is not in order to move for a suspension of the rule on the passage of a joint resolution. J. V. MENZIES,
J. J. SPANN,
J. J. FOSTER.

Question, Shall the decision of the Chair stand as the decision of the Senate?

It was so ordered.

House Joint Resolution No. 7 read a second time.

Mr. Menzies moved to reconsider the vote by which the Senate refused to suspend the rule.

Which was adopted.

Question being, Shall the constitutional rule be suspended?

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Coffey, Comstock,

Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Kahlo, Keyser, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, White, Wilson, Woods and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Bell, Briscoe, Chapman, Compton, Hart, Hutchinson, Kramer, Leeper, Traylor, Urmstan, VanVorhis, Voyles and Woollen. Nays, 13.

So the rule was not suspended.

Mr. Menzies moved that the roll be called for verification.

Which was adopted.

Mr. Shaffer moved to make the bill the special order for tomorrow at 10 A. M.

Adopted.

Senate Joint Resolution No. 6, proposing amendment to section 1, article 6, of the Constitution, with committee report recommending its passage,

Was concurred in and bill ordered engrossed.

Senate Joint Resolution No. 7, proposing amendment to section 2, article 6, of the Constitution, with committee report recommending its passage,

Was concurred in.

The Chair announced that he had signed Senate Enrolled Acts Nos. 72 and 157, and House Enrolled Acts Nos. 305 and 378.

Senate Joint Resolution No. 13 read second time, with committee report recommending the same be amended by striking out "Senate, the House of Representatives concurring," and inserting "General Assembly State of Indiana," and when so amended do pass,

Which was concurred in and ordered engrossed.

Senate Joint Resolution No. 14, proposing an amendment to section 21, article 7, of the Constitution, was read a second time, with committee report thereon recommending that it be amended by striking out the words, "Senate, the House of Representatives concurring," and inserting in lieu thereof the words, "General

Assembly of the State of Indiana," and when so amended that it do pass.

Concurred in.

Ordered engrossed.

Made special order for to-morrow at 10 o'clock A. M.

Senate Joint Resolution No. 15, proposing amendment to section 2, article 7, of the Constitution, read second time, with committee report recommending it do pass.

Which was concurred in and ordered engrossed and made special order for 10 A. M. to-morrow.

Senate Joint Resolution No. 16 read second time.

Ordered engrossed and made special order for 10 A. M. to-morrow.

Senate Joint Resolution No. 17, proposing an amendment to section 29, article 4, of the Constitution of the State, was read a second time, with committee report thereon recommending that it do pass.

Concurred in and ordered engrossed and made special order for to-morrow at 10 o'clock A. M.

Mr. Henry presented House Bill No. 487, a bill concerning Supreme Court.

Read first time and referred to committee of three, Messrs. Henry, Sayre and Menzies.

Mr. Compton presented House Bill No. 520, entitled an act to provide for the assessment and collection of taxes for municipal purposes, etc.

Read first time and referred to special committee of three, Messrs. Compton, VanVorhis and Wilson as said committee.

Mr. Bundy presented House Bill No. 77, providing for purchase and making free roads of toll roads, etc.

Read first time and referred to special committee of three, Messrs. Bundy, Leeper and White as committee.

Mr. Lockridge presented House Bill No. 266, entitled a bill to construct and repair bridges, etc., with committee report, recommending same back to Senate, and that it do pass.

Mr. Lockridge, from the Committee on Agriculture, made report on Senate Bill No. 321, recommending that the bill lie on the table.

Mr. Lockridge, from the Committee on Agriculture, made report on Senate Bill No. 336, recommending that the bill lie on the table.

Mr. Lockridge, from the Committee on Agriculture, made report on Engrossed House Bill No. 310, recommending that the bill do pass.

Mr. VanVorhis, from committee, made a report on Senate Bill No. 373, recommending that it be amended, and when so amended that it do pass.

Mr. Kahlo presented House Bill No. 53, relating to sounding of locomotive whistles.

Read a third time.

Question being on passage of the bill.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Coffey, Comstock, Davidson, Garrigus, Grubbs, Hefron, Henry, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Compton, Foster and Howard. Nays, 3.

So the bill passed.

Title adopted as read.

Mr. Traylor presented Senate Bill No. 81, with committee report.

Concurred in and amendments ordered engrossed.

Mr. VanVorhis moved House bills on third reading made special order for day after to-morrow 9:30.

Adopted.

Chair appointed Mr. Wilson member of Conference Committee, House Bill 422, in place of Mr. Grubbs, who resigned.

Mr. Bell presented House Bill No. 397.

Which was read first time and referred to special committee of three.

Chair appointed Messrs. Bell, Wilson and White.

Mr. Ristine, to whom was referred House Bill No. 81, recommended same do pass.

Mr. Urmstan presented House Bill No. 205, with committee report, recommending same do pass.

Mr. Comstock presented Senate Bill No. 375, a bill to create Court of Appeals, etc.

Read first time and referred to Judiciary Committee.

Mr. Garrigus presented House Bill No. 486, a bill for an act concerning grand and petit juries.

Read second time and amendments ordered engrossed.

Mr. Ristine presented Senate Bill No. 314, entitled an act to authorize the formation of companies for the detection and apprehension of horse thieves, etc., with committee report recommending its passage.

Read second time and bill ordered engrossed.

On motion, the Senate adjourned.

AFTERNOON SESSION.

THURSDAY, April 7, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Senate resumed the reading of House Bill No. 367.

Mr. Brown moved to strike out the words, "except when otherwise provided in this act," in section 275.

Which was adopted.

Mr. Wilson, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills would respectfully report that they have compared Enrolled Act of the Senate No. 214, with the engrossed bill of the same, and found it correct.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 327: A bill for an act relating to the redemption of lands from sales on execution and decree of courts.

Engrossed House Bill No. 482: A bill concerning witness fees, and providing for the duties of officers receiving the same.

Engrossed House Bill No. 417: A bill to encourage the destruction of owls, hawks, crows and such mischievous birds as prey upon poultry.

Engrossed House Bill No. 464: A bill concerning the fees of witnesses.

Engrossed House Bill No. 361: A bill giving building, loan fund and saving associations power to make by-laws for the assessment and collection of fines and penalties from delinquent stockholders, etc.

Engrossed House Bill No. 407: A bill providing for the erection of the new State-house, providing for the assessment and collection of certain taxes therefor, etc.

Engrossed House Bill No. 521: A bill defining the 39th judicial circuit of the State of Indiana.

Engrossed House Bill No. 494: A bill to amend section 1 of an act to amend section 1 of an act entitled "An act regulating foreign insurance companies doing business in this State," etc.

House Joint Resolution No. 8: A joint resolution proposing an amendment to section 2 of article 2 of the Constitution of the State of Indiana.

Engrossed House Bill No. 332: A bill for an act to provide for the fencing, purchasing, repairing and keeping in repair the public cemeteries of the several townships in this State.

And the same are herewith submitted to the Senate for its action thereon.

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts:

Enrolled Act, House of Representatives, No. 17: An act to establish a Superior Court in the County of Vigo, etc.

Enrolled Act, House of Representatives, No. 370: An act supplemental to an act entitled, "An act providing for the incorporation of companies formed for the purpose of constructing bridges for railway or common road purposes," etc.

Engrossed House Bill No. 36: An act to protect sheep husbandry and to regulate matters connected therewith.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Mr. Urmstan moved to amend section 278 by striking out the word "may," in line 1, and insert in lieu thereof the word "shall;" also, after the word "trial," insert "to the defendant."

Which was adopted.

Mr. Brown moved to amend section 278 by striking out the word "judgment," in line 23, and inserting the following: "The expiration of the term at which the judgment was rendered."

Which was adopted.

On motion of Mr. Traylor, Senate Bill No. 81 was put upon its passage.

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Garrigus, Graham, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 36.

So the bill passed.

Title adopted as read.

The Chair announced that he had signed House Enrolled Acts Nos. 370, 17 and 36.

Mr. Marvin, from the Committee on Agriculture, made report on Engrossed House Bill No. 48, recommending that the bill lie on the table.

Mr. Marvin, from the Committee on Agriculture, made report on Engrossed House Bill No. 195, recommending that the bill do pass.

Mr. Kahlo offered the following:

I move to amend section 311 by striking out the word "men" in line 7, and insert the word "women" in lieu thereof.

Mr. Bell moved to refer to a select committee of three.

Adopted.

Chair appointed Messrs. Bell, Henry and Kahlo.

Committee amendment on section 309 was adopted.

Mr. Leeper offered the following:

I move as a substitute for the title to Senate Bill No. 81, the following: An act concerning the taxation of certain lands, and other property within city and town limits, etc.

Which was adopted.

Mr. Lockridge, from the Committee on Supervision of Senate Journal, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Journal (Special Session) for Wednesday, April 6, 1881, have examined the same and found it correct.

Which was concurred in.

Committee report on section 331 read.

Mr. Briscoe presented as a substitute for section 331 of the act, "Whatever is injurious to health, or indecent or offensive to the senses, or an obstruction to the free use of property, etc., as essentially to interfere with the comfortable enjoyment of life or property, is hereby declared to be a public nuisance."

Which was rejected.

Mr. Henry moved to refer to committee that has charge of bill defining crime.

Which was adopted.

Report of committee concurred in.

On motion of Mr. Brown, section 330 was referred to committee on the crimes act.

Report on section 332 was referred to same committee.

Adopted.

Mr. Brown moved to strike out section 334.

Which was adopted.

Mr. Brown moved to strike out section 16.

Which was adopted.

Mr. Bell, from special committee, made the following report:

MR. PRESIDENT:

Your committee to whom was referred section 311, report that the same be amended as follows:

In line 2, strike out "pregnant" and insert "quick with child;" also, in line 3, strike out "pregnant" and insert "quick with child;" also, in line 7, strike out "men" and substitute the word "women."

Which was rejected.

Mr. Chapman offered the following:

Resolved, That the House of Representatives be requested to return to the Senate House Bill No. 53.

Which was rejected.

The following messages were received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., April 7, 1881.

Gentlemen of the Senate:

I am instructed by the Governor to state that, during the remainder of the session, he will occupy for his office room No. 59 of the Court House building.

FRANK H. BLACKLEDGE,
Secretary.

Gentlemen of the Senate:

I have also the honor to appoint, subject to the approval of the Senate, Mrs. Mary E. Burson, of Delaware county, a member of the Board of Managers of the Indiana Reformatory Institute for Women and Girls, to fill a vacancy occasioned by the resignation of Mrs. Rhoda B. Coffin. ALBERT G. PORTER,

Governor.

Mr. Bell moved that the Senate confirm the appointment of Mrs. Mary E. Burson.

Which was adopted.

Mr. Brown moved to strike out the words, "twelve impartial women," and insert the words, "six impartial men."

Which was adopted.

Mr. VanVorhis moved to amend section 311 by striking out "county physician," in line 2, and insert in place thereof the words "Secretary of County Board of Health."

Which was adopted.

Mr. Garrigus moved to strike out section 93.

Which was adopted.

Mr. Sayre moved to reconsider the vote by which report on section 71 was adopted.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the proposition of the Senate for the appointment of a Conference Committee on House Bill No. 422.

And the Speaker of the House has appointed Messrs. Gibson and Kenner on said committee on the part of the House.

I am also directed to inform the Senate that the Speaker of the House of Representatives has signed enrolled Act of the Senate No. 214, and the same is herewith returned to the Senate.

The Chair announced his signature to Senate Bill No. 214.

Mr. Brown moved to lay on the table.

Ayes and nays were demanded by Messrs. Henry and Langdon, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Coffey, Compton, Davidson, Davis, Foster, Graham, Hart, Hutchinson, Kramer, Lockridge, Majors, Marvin, Menzies, Smith, Traylor, Urmstan, Viehe and Voyles. Ayes, 23.

Those voting in the negative were:

Messrs. Bischowsky, Comstock, Garrigus, Grubbs, Hefron, Henry, Hostetter, Kahlo, Langdon, Owen, Ristine, Sayre, Shaffer, Spann, VanVorhis and White. Nays, 16.

So motion to lay on the table was adopted.

Mr. Bell offered the following amendments:

Amend section 312 by inserting after the word "inquiry," in line 2, the words "and the Clerk shall keep a record of such proceedings." Also, further amend section 312 by adding at the close thereof the words, "and filed in the office of the Clerk of the Court in which such prisoner was convicted."

Amend section 313 by inserting after the word "transmit," in line 3, the words, "a copy of such finding and of the record of the proceedings had before such jury, duly certified by such Clerk under the seal of such court."

Which were adopted.

Mr. Brown moved to amend section 40 by adding after the word "Justice," the words "or jury," in the first line of the section.

Mr. Smith, from Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills have compared Senate Enrolled Acts Nos. 25 and 79 with the engrossed bills thereof, and enrolled Concurrent Resolution of the Senate No. 19 with the engrossed resolution thereof, and found them to be correct copies.

Which was concurred in.

Mr. Brown moved to amend section 39 by adding after the word "Justice," in line 8 of written bill, the words "or jury."

Which was adopted.

Mr. Henry offered the following:

I move to insert in the bill known as No. 334, the following: All definitions of terms in the act prescribing the rules of pleading and practice in civil actions are adopted in this act as far as the same are applicable.

Which was adopted.

Mr. Owen obtained leave to make a report for the Committee on Education on Engrossed House Bill No. 322, entitled a bill concerning common schools, recommending numerous amendments, and that when so amended that it do pass.

Mr. Coffey, from the Committee on Organization of Courts, made report on Senate Bill No. 31, concerning establishment of Superior Court in Montgomery county, etc., recommending that it be indefinitely postponed.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, signed and approved Senate Bills Nos. 366, 205, 213, 130, 10, 245 and 278, and have caused them to be filed in the office of the Secretary of State. A. G. PORTER,
Governor.

Mr. White, from Committee on County and Township Business, to whom was referred House Bill No. 229, concerning highways, recommended that the same do pass.

Mr. White, from Committee on County and Township Business, to whom was referred House Bill No. 231, concerning partition fences, etc., recommended that the bill do pass.

Mr. Kramer, from special committee, made a report on engrossed House Bill No. 147, recommending the substitution of new matter for section 23.

Mr. Comstock, to whom was referred House Bill No. 293, recommended certain amendments and substitution of new matter, and when so amended that the bill do pass.

Mr. Owen moved that House Bill No. 322 be made special order for Monday, at 2 o'clock, P. M.

Which was adopted.

Committee report on section 4 and 13 of House Bill No. 393 was adopted.

Mr. Viehe asked and obtained leave of absence for Mr. Woollen until Monday.

Mr. Chapman moved that when Senate adjourned it adjourn to meet at 7:30 this evening.

Ayes and nays were demanded by Messrs. Chapman and Lockridge, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kramer, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, White, Woods and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Benz, Brown, Compton, Davis, Hart, Hefron, Howard, Menzies, Traylor and Urmstan. Nays, 10.

So the motion was agreed to.

Committee amendment on sections 25, 26 and 27 was adopted.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts:

Enrolled Senate Act No. 25: An act providing for the inspection of all kinds of oil, etc.

Enrolled Senate Act No. 79: An act concerning the purchase of toll roads, etc.

Enrolled Concurrent Resolution No. 19: Authorizing the State Librarian to purchase the Hough collection.

Mr. Henry moved to amend section 27 as follows:

Insert "or wantonly," after the word "maliciously," in line 1.

Which was adopted.

Committee report on section 28 was adopted.

The Chair announced his signature to Senate Joint Resolution No. 19, and Senate Bills Nos. 25 and 79.

Committee amendment on section 29.

Mr. Keyser, from the Committee on Phraseology, reported on engrossed Senate Bills Nos. 117, 181 and 292, and find them correct.

Which was concurred in.

Mr. Shaffer asked leave of absence for Committee on Benevolent Institutions for to-night.

Mr. Grubbs, from the Committee on Judiciary, to whom was referred Senate Bill No. 371 recommend bill do pass.

Mr. Grubbs, from Committee on Claims, to whom was referred claim of Prison Committee, recommend claim be amended by striking out "$20" where same occurs and insert "$15" in lieu thereof, or in the aggregate the sum of $105, and when so amended claim be allowed, and so much of as provides for expenses for visiting Northern Prison be allowed.

Mr. Lockridge, to whom was referred House Bill No. 155, concerning laws, etc., reported that bill should pass.

Mr. Foster moved to adjourn.

Ayes and nays being demanded by Messrs. Chapman, Grubbs, Ristine, Foster and Shaffer, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Brown, Compton, Comstock, Davidson, Foster, Hart, Keyser, Kramer, Marvin, Menzies, Rahm, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Woollen and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Grubbs, Henry, Lockridge, Owen, Ristine, Sayre and Shaffer. Nays, 10.

So the motion was agreed to.

Senate adjourned.

NIGHT SESSION.

THURSDAY, April 7, 1881.

Lieutenant Governor Hanna in the chair.

Senate reading House Bill No. 393; second reading of bill commenced at 7:30 o'clock P. M.

Committee report on sections 31, 32, 33, 34 and 35 were concurred in.

On motion of Mr. Brown, sections 36 and 37 were passed over until to-morrow.

Committee amendment to section 38 was adopted.

Mr. Brown moved to strike out the words "two years," in line 7, section 38, and insert "six months."

Adopted by consent.

Mr. Henry moved to amend section 39 by inserting "or" before the word "any," where it first appears in line 4.

Which was adopted.

Committee report on section 29½, 40, 41, 42, 43, 45 and 46 were concurred in.

Mr. Henry moved to amend section 49 by striking out all after the word "dollar" where it last occurs.

Which was concurred in.

Mr. Henry moved to amend section 50 by striking out all after the word "dollar" where it last occurs.

Which was concurred in.

Mr. Henry moved that House Bill No. 418, amending section 54 of the act for the incorporation of cities, etc., be referred to a special committee, with Mr. Compton as chairman.

Which was adopted.

Mr. Owen offered the following additional section:

MR. PRESIDENT:

I move to add the following section to the bill as section 56½:

Any person who shall place, put, move, run, or who shall cause to be placed, put, moved or run any hand car or push car upon the track of any railroad, he not being at the time an operator upon such railroad, and not having the consent of the owner or operator of such railroad, or of the road master or his assistant, shall be deemed guilty of a felony, and upon conviction thereof shall be fined not exceeding five hundred dollars, and be imprisoned in the States prison not less than one nor more than three years, or fined and imprisoned in the county jail of the proper county for any determined period of time not exceeding one year.

Mr. Grubbs moved to refer to committee having this bill in charge.

Committee report on section 57 concurred in.

Mr. Grubbs moved to strike out the word "he," in line 6 of printed bill in section 56.

Which was adopted.

Mr. Graham moved to amend section 59 by striking out the word "five," in line 5, and insert in lieu thereof the word "fifty."

Which was adopted.

Mr. Brown moved to strike out the words "or any tree on public highways."

Which was adopted.

Committee report on section 60 was adopted.

Mr. Spann moved to strike out the word "and," after the word "roads," in line 4 of section 60, and insert in lieu thereof the word "or."

Which was adopted.

Mr. Henry moved to amend the bill by inserting the following section:

Sec. 69½. Whoever shall wilfully, maliciously or mischievously, and without right cut down or in any way injure any tree on the public highway shall be fined not more than five hundred dollars and not less than five dollars.

Which was adopted.

Mr. Hefron moved to strike out section 65.

On motion of Mr. Hefron it be referred to committee.

Ayes and nays were demanded by Messrs. Hefron and Benz, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Davidson, Graham, Hart, Kramer, Leeper, Majors, Marvin, Rahm, Sayre, Viehe and Wilson. Ayes, 16.

Those voting in the negative were:

Messrs. Bundy, Comstock, Garrigus, Hefron, Henry, Keyser, Lockridge, Owen, Ristine, Shaffer, Spann, VanVorhis, White, Wood and Yancey, Nays 15.

No quorum voting.

On motion, Senate adjourned, at 8:50 P. M.

THOMAS HANNA,
President of the Senate.

FRIDAY MORNING.

APRIL 8, 1881.

Senate assembled at 9 o'clock, Lieutenant Governor Hanna in the chair.

Pending the reading of Thursday's Journal, on motion of Mr. Leeper, further reading of the Journal was dispensed with.

Mr. Wilson asked and obtained leave of absence for Mr. Bischowsky till Monday, on account of sickness.

Mr. Leeper presented Senate Bill No. 355:

A bill for an act concerning voluntary associations for the purpose of insuring farm property, etc.

Read third time.

Question, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Ayes, 37.

Mr. Henry voted in the negative.

So the bill passed.

Title adopted as read.

Mr. Hefron, from special committee to whom was referred Senate Bill No. 8, relating to transportation of freights over railroads in this State, etc., with report recommending that bill be indefinitely postponed, was made special order for Wednesday, at 10 o'clock A. M.

Mr. Chapman presented Senate Bill No. 373.

Read second time, with committee report recommending certain amendments, and when so amended that bill do pass.

Which was concurred in.

Mr. Chapman moved constitutional rule be suspended, bill be considered engrossed, and read third time.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, Viehe, White, Wilson and Yancey. Ayes, 37.

Mr. Hefron voting in the negative.

So the motion was agreed to.

Senate Bill No. 373 read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, White, Wilson and Yancey. Ayes, 34.

Messrs. Bell and Hefron voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Spann called up House Bill No. 129: A bill donating and appropriating certain money from the general fund in the treasury to the persons therein named.

Read first time and referred to Committee on Benevolent Institutions.

Mr. Davis called up House Bill No. 266: An act to provide for the erection and repairing of bridges, etc.

Read second time, with committee report recommending bill do pass.

Mr. Davis moved constitutional rule be suspended and bill read third time.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Hart, Hefron, Henry, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 35.

Those who voted in the negative were:

Messrs. Bell and Benz. Nays, 2.

So the motion was agreed to.

House Bill No. 466 read third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, White, Wilson, Woods and Yancey. Ayes, 38.

Mr. Foster voting in the negative.

So the bill passed.

Title adopted as read.

Mr Menzies called up Senate Bill No. 281: Green river island bill.

Read third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Graham Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Woods and Yancey. Ayes, 39.

Messrs. Garrigus and Wilson voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock moved to take up House Bill No. 91.

Mr. Yancey moved to lay on the table.

Mr. Sayre moved to take up Senate Bill No. 269, special order.

Mr. Brown moved to postpone Senate Bill No. 269, until tomorrow at 10 o'clock.

Mr. Henry moved the following constitutional amendments.

Which was adopted.

Motion as amended adopted.

Mr. Hutchinson, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal (special session) for Thursday, April 7, 1881, have examined the same and found it correct.

Which was concurred in.

House Joint Resolution No. 7 read a third time.

Mr. Spann demanded previous question.

Question, Shall resolution pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, White, Wilson and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Foster, Hart, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, VanVorhis, Viehe, Voyles and Woods. Nays, 20.

So the resolution passed.

Title adopted as read.

Mr. Shaffer moved vote just taken be reconsidered and that motion be laid on the table.

Messrs. Briscoe and Kahlo demanded the ayes and nays.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, Spann, White, Wilson and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Foster, Hart, Hutchinson, Kramer, Leeper, Majors, Menzies, Rahm, Traylor, Urmstan, VanVorhis, Viehe, Voyles and Woods. Nays, 20.

So the motion was adopted.

Senate Joint Resolution No. 6 read third time.

Question, Shall the resolution pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 38.

Those who voted in the negative were:

Messrs. Benz, Chapman, Hutchinson, Majors and Viehe. Nays, 5.

So Joint Resolution No. 6 passed.

Title adopted as read.

Senate Joint Resolution No. 7 read third time.

Question being, Shall the resolution pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods and Yancey. Ayes, 40.

Those who voted in the negative were:

Messrs. Chapman, Majors, VanVorhis and Viehe. Nays, 4.

So joint resolution passed.

Title adopted as read.

Senate Joint Resolution No. 13 coming up, Mr. VanVorhis moved that House Joint Resolution No. 8 be taken up, read first and second times by title, third time by sections, and put on its passage.

MR. PRESIDENT:

I move that Senate Resolution No. 13 be laid aside and House Resolution be considered instead; that the constitutional rule be suspended, the resolution be read first and second time by title, a third time by sections, and put upon its passage.

F. J. VANVORHIS.

Question being on motion.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Coffey, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 35.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Chapman, Compton, Hutchinson, Kramer, Majors, Marvin, Traylor and Urmstan. Nays, 10.

So the motion was adopted.

House Joint Resolution No. 8, read first and second times by title only.

Mr. Henry moved to strike out "1" and insert "4."

Adopted.

House Joint Resolution No. 8 read third time.

Mr. VanVorhis moved previous question.

Mr. Chapman moved to lay upon the table.

The ayes and nays were demanded by Messrs. Henry and Bell, and the roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Hart, Hefron, Henry, Hutchinson, Kramer, Langdon, Leeper, Majors, Marvin, Traylor, Urmstan and Woods. Ayes, 22.

Those voting in the negative were:

Messrs. Comstock, Foster, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Keyser, Lockridge, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson and Yancey. Nays, 22.

So the motion was rejected.

On demand for previous question.

Ayes and nays were demanded by Messrs. Traylor and Bell.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Brown, Bundy, Coffey, Comstock, Davis, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Keyser, Lockridge, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Chapman, Compton, Davidson, Hart, Hefron, Henry, Hutchinson, Kramer, Langdon, Leeper, Majors, Marvin, Traylor, Urmstan, Viehe and Woods. Nays, 19.

So demand for previous question was seconded.

Main question ordered.

Question being, Shall the bill pass?

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Bundy, Comstock, Davis, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Davidson, Foster, Hefron, Kramer, Majors, Marvin, Rahm, Traylor, Urmstan, Viehe, Voyles and Woods. Nays, 18.

So the resolution passed.

Title adopted as read.

Senate Joint Resolution No. 14 read a third time.

Mr. Viehe moved to refer Senate Joint Resolution No. 14 to a committee of three, with instructions to so amend the same as to strike out section 21 of article 7 of the Constitution.

Which was adopted.

The Chair appointed Messrs. Viehe, Langdon and Comstock.

Senate Joint Resolution No. 15 was read a third time.

Mr. Chapman moved to recommit to special committee of three, with instructions to amend section 2 of article 7 of the Constitution so as to read as follows:

"SEC. 2. The Supreme Court shall consist of such number of judges as shall be fixed from time to time by the General Assembly, who shall hold their office for six years if they so long behave well, and a majority of one shall form a quorum."

Mr. Menzies moved to amend the amendment committed to the special committee by inserting, after the word "Assembly," the words "not exceeding nine."

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 329: A bill concerning the lien on watercraft.

And the same is respectfully submitted to the Senate for its action thereon.

Question on amendment of Mr. Chapman rejected.

Mr. Henry moved to amend the resolution by making it a joint resolution instead of a concurrent resolution.

Which was adopted.

Question on joint resolution as amended.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Chapman, Comstock, Grubbs, Henry, Kahlo, Keyser, Langdon, Lockridge, Menzies, Owen, Ristine, Sayre, Traylor, VanVorhis, Voyles, White and Yancey. Ayes, 18.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Bundy, Compton, Davidson, Davis, Foster, Garrigus, Graham, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Majors, Marvin, Rahm, Shaffer, Urmstan, Wilson and Woods. Nays, 23.

So the joint resolution failed to pass.

Senate Joint Resolution No. 16 read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Garrigus, Grubbs, Hostetter, Hutchinson, Kahlo, Owen, Rahm, Shaffer and Wilson. Ayes, 9.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Foster, Graham, Hart, Henry, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Mar-

vin, Menzies, Ristine, Sayre, Smith, Urmstan, VanVorhis, Voyles, White, Woods and Yancey. Nays, 32.

So Joint Resolution No. 16 was rejected.

Senate Joint Resolution No. 17 read a third time.

Question being, Shall the resolution pass?

Roll being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Woods and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Briscoe, Foster, Hart, Kramer, Majors, Marvin, Rahm and Wilson. Nays, 8.

So Joint Resolution No. 17 passed.

Title adopted as read.

On motion of Mr. Coffey, House Bill No. 494, amending the act in reference to foreign insurance companies, etc., was read a first time and referred to the Committee on Insurance.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined enrolled Senate Bill No. 327, and report the same correctly enrolled.

Mr. Shaffer reported on House Bill No. 359, and recommended it do pass.

Mr. Chapman, to whom was referred House Bill No. 155, requested that it be referred to Committee on Rights and Privileges.

Mr. VanVorhis, from special committee, made a report on Senate Bill No. 101, recommending that it be recommitted to the Committee on Prisons.

Mr. Bell presented Senate Bill No. 376, read first time and referred to special committee of three.

Messrs. Bell, White and Langdon was appointed as such committee.

Mr. Chapman, to whom was referred House Bill No. 225, recommended certain amendments, and when so amended recommend that bill do pass.

Mr. Sayre moved that Senate Bill No. 369 be postponed until 9:30 to-morrow.

On motion, Senate adjourned.

AFTERNOON SESSION.

FRIDAY, April 8, 1881.

Lieutenant Governor Hanna in the chair.

Question on motion pending at adjournment last night.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Lockridge, Majors, Menzies, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, Viehe, White and Wilson. Ayes, 29.

Those who voted in the negative were:

Messrs. Chapman, Hostetter, Howard, Hutchinson and Langdon, Nays, 5.

So the motion was adopted.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Joint Resolution No. 9: A joint resolution proposing an amendment to the Constitution, defining the length of time for which county officers shall be elected.

Engrossed House Bill No. 291: A bill defining the rank, powers and duties of the Adjutant General of the State, fixing his salary, providing for a deputy, and declaring an emergency.

Engrossed House Bill No. 345: A bill to provide for the transfer of the school library of Center township, Marion county, by the Township Trustee, to the Trustee of the Marion county library.

Engrossed House Bill No. 383: A bill for an act to provide for the removal of drifts from streams, other than those running between two States.

Engrossed Senate Bill No. 300: A bill concerning the examination, surveying and leveling of proposed or contemplated routes and outlets for the waters from large bodies of wet lands in the Kankakee region.

Engrossed Senate Bill No. 349: A bill to legalize the incorporation of the town of Lagro, in Wabash county, Indiana.

And the same are herewith submitted to the Senate for its action thereon.

I am further directed to inform the Senate that the Speaker has signed the following enrolled acts, to wit:

Enrolled Act, H. R., No. 53: An act to amend section 1 of an act entitled "An act prescribing certain duties of railroad companies."

Enrolled Senate Act No. 327: An act relating to redemption of lands from sales on execution and decrees of courts.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Report of committee on section 69 was adopted.

Report on section 71 by the committee.

Ayes and nays being demanded by Messrs. Briscoe and Wilson, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lock-

ridge, Majors, Owen, Rahm, Ristine, Sayre, Traylor, VanVorhis, Voyles, White and Wilson. Ayes, 31.

Those voting in the negative were:

Messrs. Garrigus, Henry, Keyser, Shaffer and Urmstan. Nays, 5.

So the committee report was concurred in.

Committee report on section 78 was adopted.

The Chair announced his signature to House Bill No. 53 and Senate Bill No. 327.

Mr. Garrigus moved to reconsider the vote by which Senate Joint Resolution No. 15 was rejected.

Mr. Grubbs moved to amend section 8 by striking out "he," in line 9.

Which was adopted.

Mr. Brown, from a select committee, made a report on section 65, recommending the substitution of new matter in lieu of said section.

Which was concurred in.

Committee's reports on sections 78, 86 and 91 of the bill were concurred in.

On motion of Mr. Brown, section 92 of the written bill was referred to a committee of one, consisting of Mr. Viehe.

On motion of Mr. Henry, section 93 of the bill was referred to a committee consisting of Messrs. Urmstan and Traylor.

Mr. Henry moved to amend section 87 by striking out the words "or who frequents houses of ill-fame."

Which was adopted.

Committee's report on section 95 of the bill was concurred in.

Mr. Kramer moved to amend section 95 by adding thereto the following: "And Justices of the Peace in incorporated towns shall have the same powers to commit in such cases as the mayors of cities."

Which was rejected.

Mr. Wilson moved to strike out section 97 of the bill.

Which was adopted.

Committee's reports on sections 98, 99, 101, 102, 107 and 110 were concurred in.

Mr. Bell moved to amend section 111 by inserting, after the word "Circuit," in line 2, the word "Superior."

Which was adopted.

Committee's reports on sections 126, 129, 141 and 142 were concurred in.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills numbered 168, 155, 156, 119, 153, 271, 151, 72 and 214, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

Section 154 was passed over.

On motion of Mr. Henry, section 155 was referred to special committee having this bill in charge.

Mr. VanVorhis moved that section 156 be referred to Committee on Public Health.

Which was adopted.

Mr. VanVorhis moved to amend by inserting the following new section:

"SEC. 157½. Whoever kills, for the purpose of sale, any such diseased or injured animal, or who sells, or has in his possession with the intent to sell, the meat of any such sick or diseased or injured animal, shall be fined not more than five hundred dollars nor less than fifty dollars, to which may be added imprisonment in the county jail not more than six months.

Which was adopted.

Mr. Viehe offered the following:

MR. PRESIDENT:

Your committee to whom was referred section 92 has had the same under consideration, and recommend that the section be amended by adding thereto the following: "*Provided*, That, although a bill of exchange, promissory note, deed or other contract in writing be made on Sunday, or be authorized on Sunday to

be made, such contract, and the title to property attempted to be transferred, shall not, for that reason, be held void after such contract or title shall have passed into the hands of a person for valuable consideration and without notice of the violation of the provisions of this section."

Which was adopted.

On motion of Mr. Menzies, House Bill No. 457 amending section 14 of act for the incorporation of towns, etc., was read a first time and referred to the Committee on Corporations.

Mr. Henry moved 206 of House Bill 367 be referred to same committee that had it before, Messrs. Henry, Marvin and Grubbs.

Which was adopted.

Mr. Lockridge moved to amend section 163 by inserting after the word "substance," in line 6, the words "upon any highway or."

Which was adopted.

Mr. VanVorhis moved to amend section 163 by inserting, after the word "canal or stream," strike out the word "or branch."

Which was adopted.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 219, entitled, A bill concerning husband and wife.

And the Senate is respectfully requested to recede from said amendments.

Mr. Ristine moved to suspend constitutional rule, that House Bill 359 may be read second time by title, third time by sections.

Question being on motion to suspend rules.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kramer, Leeper, Lockridge, Ma-

jors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 35.

No one voting in the negative.

So the motion was agreed to.

House Bill No. 359 read second time by title only, third time by sections.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 36.

Mr. Voyles voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Brown moved to take up the report of Committee on Claims, have committee report concurred in and ordered paid, for visiting Prisons, both North and South.

Which was concurred in.

Mr. Henry, from the committee to whom was referred section 206 of House Bill No. 367, reported that the same should be amended as follows: after the word "court," in line 5, insert the words, "in all cases not punishable by death," and in line 6, after the word "discretion," insert the following: "and in cases of felony, punishable by death, shall;" also strike out all after line 21 and insert in lieu thereof the following: "*Provided, however,* that only one change of venue from the Judge, and no more, and one change of venue from the county, and no more, shall be granted."

Mr. Foster moved House Bill No. 124, relating to sales of personal and real property by infants, be read third time.

Mr. Chapman moved when Senate adjourn it be until 7:30 P. M., exclusively for reading third time of the criminal procedure.

Which was adopted.

Mr. Bundy moved to recommit the bill to a special committee of three, with instructions to add to the same the following:

Sec. 3. "*Provided*, That nothing herein contained shall affect any sale or contract made prior to the taking effect of this act."

Mr. Comstock moved Senate do not recede from its amendments to House Bill No. 219, and asked a committee conference.

Which was adopted.

Chair appointed Messrs. Comstock and Menzies as committee.

Mr. Wilson, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills report that they have examined Senate Enrolled Acts Nos. 16 and 349, and find the same correctly enrolled.

Which was concurred in.

On motion to refer to committee,

Ayes and nays were demanded by Messrs. Foster and Bundy.

Roll being called, resulted as follows;

Those who voted in the affirmative were:

Messrs. Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Urmstan, Viehe and Wilson. Ayes, 27.

Those who voted in the negative were:

Messrs. Bell, Benz, Comstock, Davidson, Kahlo, Kramer, Sayre, Traylor, VanVorhis, White, Woods and Yancey. Nays, 12.

So the motion to recommit was agreed to.

The Chair appointed as said committee Messrs. Bundy, Foster and Chapman.

Mr. Menzies called up House Bill No. 224: A bill to provide for the collection of judgments for fines and forfeitures, etc.

Was read a first time and referred to the Committee on Judiciary.

Mr. Lockridge called up House Bill No. 150: An act to amend sections 16 and 17 of an act concerning enclosures, trespassing animals and partitions, etc.

Was read a first time and referred to the Committee on Agriculture.

Mr. Benz called up House Bill No. 451: A bill to fix the time of holding courts in the Second Judicial Circuit, State of Indiana, etc.

Read first time, and referred to special committee of three.

Mr. Leeper moved to reconsider vote by which House Bill No. 451 was referred to special committee.

On motion of Mr. White, engrossed House Bill No. 134 was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Henry, from Special Committee, to whom was referred House Bill 487, A bill concerning the Supreme Court, recommend that section 2 of the bill be amended as follows: Strike out all of said section 2, before the word "in," in line 7 of said section, and when so amended it do pass.

Mr. Bell, from Special Committee, to whom was referred House Bill 397, reported same back with certain amendments, and when so amended it do pass.

Mr. Langdon, from special committee, reported on Senate Bill No. 109, recommending that it be amended, and when so amended it do pass.

Mr. Garrigus, from the Committee on Corporations, to whom was referred House Bill No. 88, a bill authorizing the sale of any plank, macadamized, gravel or turnpike road, etc., recommended certain amendments, and when so amended that bill do pass.

Mr. Graham, from the Committee on Judiciary, reported on Engrossed House Bill No. 334, recommending that bill do pass.

Mr. Marvin, from the Committee on Roads, made a report on Engrossed House Bill No. 143, recommending that the bill do pass.

Mr. Ristine, from the Committee on Temperance, made a report on Senate Bill No. 350, recommending that the bill do pass.

Mr. Ristine, from a special committee to whom was referred House Bill No. 520, reported same back to Senate with certain amendments, and when so amended it do pass.

Mr. Shaffer, from the Committee on Rights and Privileges, to whom was referred Senate Joint Resolution No. 11, recommended that resolution do pass.

On motion, Senate adjourned.

NIGHT SESSION.

FRIDAY, April 8, 1881.

The Senate reassembled at 7:30 o'clock, P. M.

On motion, Mr. Traylor took the chair and directed the Clerk to read House Bill No. 367, concerning criminal procedure, a third time.

On motion, the Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

APRIL 9, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Prayer was offered by the Rev. Jacob Rothwiler.

On motion of Mr. VanVorhis, the reading of Friday's Journal was dispensed with.

On motion of Mr. Foster, House Bill No. 407 was referred to the Committee on Judiciary without reading.

On motion of Mr. Comstock, House Bill No. 367, concerning criminal procedure, was taken up and last section read.

The Chair announced this the third reading of the bill.

Mr. Kramer moved to re-commit the bill with instructions to add an additional section embracing new matter.

Which was rejected.

Mr. Bell asked and obtained leave of absence for Mr. Smith until Monday.

Mr. White asked and obtained leave of absence for Mr. Leeper until Tuesday noon.

Question, Shall House Bill No. 367, concerning criminal procedure, pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Bundy, Chapman, Coffey, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Brown, Compton, Hefron, Viehe and Voyles. Nays, 5.

So the bill passed.

Title adopted as read.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined Enrolled Senate Act No. 300, and instructed me to report that it is correctly copied.

Which was concurred in.

The Chair announced special order being Senate Bill No. 369, concerning fees and salaries.

Mr. Comstock moved that Senate Bill No. 369 be set aside.

The ayes and nays being demanded by Messrs. Henry and Langdon, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Coffey, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Hutchinson, Kahlo, Leeper, Lockridge, Majors, Menzies, Owen, Spann, Traylor, Urmstan, Van-Vorhis, Viehe, Wilson, Woods and Yancey. Ayes, 25.

Those voting in the negative were:

Messrs. Bell, Bundy, Chapman, Compton, Garrigus, Graham, Henry, Hostetter, Langdon, Marvin, Rahm, Ristine, Sayre, Voyles and White. Nays, 16.

So the motion was agreed to.

Mr. Comstock moved to take up House Bill No. 393, defining public offenses, etc.

Mr. Chapman moved to lay motion on the table.

The ayes and nays being demanded by Messrs. Spann and Henry, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Hefron, Henry, Hostetter, Keyser, Langdon, Ristine, Sayre and White. Ayes, 12.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Compton, Cr-stock, Davidson, Davis, Foster, Grubbs, Hart, Hutchinson, Ka- Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Spa:: Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woods a Yancey. Nays, 30.

So the motion was rejected.

The following message was received from the House by :: Clerk thereof:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representati- to inform the Senate that he has signed the following enro. acts, to wit:

Enrolled Act, H. R. No. 266: An act to amend the first se- tion of an act entitled "An act to provide for the erection and r- pair of bridges in certain cases."

Enrolled Joint Resolution, H. R., No. 7: A joint resolu:. to amend the Constitution of the State of Indiana, so as to prohi:: the manufacture and sale of intoxicating liquors.

Enrolled Senate Act No. 16: An act to amend section 29 an act entitled, "An act to repeal all general laws now in force f: the incorporation of cities."

Enrolled Senate Act No. 349: An act to legalize the inc:: poration of the town of Lagro, in Wabash county, Indiana.

And the same are herewith submitted to the Senate for th signature of the President thereof.

I am also directed to inform the Senate that the House h- passed the following bills, to wit:

Engrossed Senate Bill No. 276: A bill concerning criminal courts.

Engrossed Senate Bill No. 232: A bill defining the jurisdi- tion and powers of, and allowing the city marshals certain fees i: addition to their salaries.

Engrossed Senate Bill No. 374: A bill to legalize the acts and proceedings of the town of Bedford, in Lawrence county, Indiana.

Engrossed House Bill No. 232: A bill concerning the Bureau of Statistics.

Engrossed House Bill No. 377: A bill regulating the presentation of claims to the General Assembly.

Engrossed House Bill No. 382: A bill to regulate the carrying of baggage, packages and freight by railroads, steamboats, canal boats, express companies, hack and stage lines.

Engrossed House Bill No. 387: A bill creating a board of visitors, to be known as the State Board of Visitors of the Benevolent, Reformatory and Penal Institutions of the State of Indiana.

Engrossed House Bill No. 426: A bill concerning corporations.

Engrossed House Bill No. 444: A bill to legalize the town of Syracuse, in Kosciusko county.

Engrossed House Bill No. 479: A bill for the relief of Lawrence S. Schuler and Thomas N. Jones.

And the same are herewith submitted to the Senate for its action thereon.

Question on Mr. Comstock's motion.

The ayes and nays being demanded by Messrs. Henry and Chapman, and vote taken resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Coffey, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Kahlo, Keyser, Kramer, Leeper, Lockridge, Menzies, Owen, Rahm, Spann, Traylor, Urmstan, Viehe, Voyles, Wilson and Yancey. Ayes, 26.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Garrigus, Graham, Hefron, Henry, Hostetter, Hutchinson, Langdon, Majors, Marvin, Ristine, Sayre, VanVorhis, White and Wood. Nays, 16.

So the motion was rejected.

Engrossed House Bill No. 316, for the relief of Wm. J. Richey, was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey,

Compton, Comstock, Davidson, Foster, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Ristine, Sayre, Spann, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Davis, Garrigus, Rahm, Traylor and Viehe. Nays, 5.

So the bill passed.

Title adopted as read.

Engrossed House Bill No. 34, providing for the election of a Police Judge for the city of Indianapolis, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, VanVorhis, White, Wilson and Yancey. Ayes, 19.

Those voting in the negative were:

Messrs. Bell, Briscoe, Brown, Bundy, Coffey, Compton, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Kramer, Marvin, Menzies, Traylor, Urmstan, Voyles and Woods. Nays, 18.

So the bill failed.

The Chair announced that he had signed Enrolled House Act No. 286, House Joint Resolution No. 7, and Enrolled Senate Acts Nos. 16 and 349.

Mr. Spann moved to lay aside House Bills on third reading.

Mr. VanVorhis moved to lay that motion on the table.

The ayes and nays being demanded by Messrs. Spann and Foster, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Bundy, Chapman, Coffey, Davidson, Foster, Garrigus, Graham, Grubbs, Hostetter, Kahlo, Kramer, Langdon, Leeper, Majors, Owen, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Woods and Yancey. Ayes, 27.

Those who voted in the negative were:

Messrs. Bell, Benz, Brown, Compton, Comstock, Davis, Hart, Henry, Hutchinson, Lockridge, Marvin, Menzies, Sayre and Wilson. Nays, 14.

So the motion was agreed to.

Engrossed House Bill No. 119: A bill amendatory of the act concerning the organization and perpetuity of voluntary associations, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Chapman, Comstock, Graham, Grubbs, Henry, Hostetter, Hutchinson, Langdon, Lockridge, Ristine, Van-Vorhis, White and Yancey. Ayes, 15.

Those who voted in the negative were:

Messrs. Briscoe, Brown, Coffey, Compton, Davidson, Davis, Garrigus, Hart, Hefron, Major, Marvin, Menzies, Owen, Rahm, Sayre, Spann, Traylor, Urmstan, Viehe, Voyles and Woods. Nays, 21.

So the bill was rejected.

Mr. Wilson asked and obtained leave of absence for Mr. Leeper and himself for balance of the forenoon.

Mr. Graham moved to take up Senate Bill No. 369.

The ayes and nays being demanded by Messrs. Graham and Henry, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Kramer, Langdon, Lockridge, Owen, Ristine, Sayre, Van-Vorhis and Voyles. Ayes, 15.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Davidson, Davis, Foster, Hart, Hefron, Hostetter, Hutchinson, Majors, Marvin, Rahm, Spann, Traylor, Urmstan, Viehe, White, Woods and Yancey. Nays, 22.

So the motion was rejected.

Mr. Comstock moved to take up House Bill No. 393.

The ayes and nays being demanded by Messrs. Comstock and Hefron, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Keyser, Kramer, Lockridge, Majors, Menzies, Owen, Rahm, Ristine, Spann, Traylor, Urmstan, Viehe, Voyles and Woods. Ayes, 32.

Those voting in the negative were:

Messrs. Davidson, Hart, Hefron, Hutchinson, Langdon, Marvin, Sayre, VanVorhis, White and Yancey. Nays, 9.

So the motion was adopted.

So House Bill No. 393, entitled an act defining public offenses and their punishment, was taken up, beginning at section 165.

Mr. Bell moved that section 171 be referred to a select committee of three.

Which was adopted.

The Chair appointed on said committee, Messrs. Bell, Spann and Henry.

Committee's reports on sections 179 and 180 were adopted.

Mr. Urmstan moved to amend section 180, of the printed bill, by striking out the word "fifty," in line 4, and insert in lieu thereof the word "five."

Mr. Henry moved to amend the amendment to section 180 by striking out "ten," and insert "twenty-five."

Which was rejected.

Amendment adopted.

Mr. Brown moved to amend section 180 by striking out all in reference to imprisonment, to wit: "Imprisoned in the county jail not more than one year, nor less than thirty days."

Mr. Brown demanded the previous question.

Previous question was seconded.

Main question ordered.

The ayes and nays being demanded by Messrs. Brown and Coffey, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Compton, Davidson, Foster, Hart, Hostetter, Howard, Kramer, Lockridge, Majors, Traylor, Urmstan, Viehe, Voyles, White, Woods and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Briscoe, Coffey, Comstock, Garrigus, Graham, Grubbs, Henry, Kahlo, Keyser, Menzies, Rahm, Ristine, Sayre, Spann and VanVorhis. Nays, 15.

So motion to strike out was adopted.

The Chair decided the bill is before the Senate for commitment or amendment.

After which the question will be, Shall the amendment be engrossed?

Mr. Brown moved to amend section 180, as amended, by adding thereto the following: "To which may be added imprisonment in the county jail for not more than one year, nor less than thirty days."

Which was rejected.

Mr. Wilson, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Acts have examined Enrolled Senate Acts Nos. 232 and 374, and find the same to be correctly copied and enrolled.

Mr. Coffey moved to amend section 177, of the printed bill, by striking out all after the word "dollars," in line 2.

Which was adopted.

On motion, Senate adjourned.

AFTERNOON SESSION.

SATURDAY, April 9, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

On motion of Mr. Davidson, House Bill No. 283, legalizing acts of town of Argo, etc., was taken up and read a first time.

Mr. White, from the Committee on County and Township Business, made report on Senate Bill No. 365, recommending that the bill do pass.

Mr. Wilson, from the Committee on Finance, made report on Engrossed House Bill No. 136, recommending that an additional section be added, and title amended, and when so amended that it do pass.

Mr. VanVorhis, from the committee thereon, reported on House Bill No. 129, recommending that said bill do pass.

Mr. Brown asked and obtained leave of absence for Mr. Spann for an hour or two this afternoon.

Mr. Chapman asked and obtained leave of absence for Mr. Menzies till Monday noon.

Mr. Hostetter asked and obtained leave of absence for Mr. Davidson until Tuesday.

Mr. Traylor asked and obtained leave of absence for Mr. Coffey until Wednesday.

Senate resumed House Bill No. 393.

Committee's report on section 181 was concurred in.

Mr. Traylor moved to amend by striking out all after the words "fifty dollars," line 5, printed bill.

Which was rejected.

Mr. Grubs moved to amend section 181 by striking out the words "imprisoned in the county jail not more than one year, and not less than thirty days," and substituting in lieu thereof, "to

which may be added imprisonment in the county jail not more than one year nor less than thirty days."

Which was adopted.

Mr. Kramer moved to amend section 181 by striking out the words "one hundred" and insert "fifty" in lieu thereof; strike out the word "fifty" after the words "less than" and insert "twenty-five" in lieu thereof.

Which was rejected.

Mr. Briscoe moved to amend by striking out the words "and citizen of the township or ward wherein such person resides," any insert in lieu thereof "any member of his family."

Which was rejected.

Mr. Bell, from the special committee, made report on section 169, recommending the substitution of new matter.

Passed over until more Senators are present.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following bills, to wit:

Enrolled Joint Resolution H. R. No. 8: A joint resolution proposing an amendment to section 2, article 2 of the Constitution of the State of Indiana.

Enrolled Act, H. R. No. 359: An act relating to the operations of the United States Geodetic Survey in the State of Indiana.

Enrolled Senate Act No. 300: An act concerning the examination, surveying and leveling of proposed or contemplated routes and outlets for the waters from large bodies of wet lands in the Kankakee region.

Enrolled Senate Act No. 232: An act defining the jurisdiction and powers of, and allowing to city marshals certain fees in addition to their salaries.

Enrolled Senate Act No. 374: An act to legalize the acts and proceedings of the town of Bedford, in Lawrence county, Indiana.

And the same are herewith submitted to the Senate for the signature of the President thereof.

I am also directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 206: A bill to provide for the election, qualification and government of the Trustees, Superintendents and other officers of the benevolent institutions of the State.

Engrossed House Bill No. 221: A bill for the relief of Francis Wade and others.

Engrossed House Bill No. 375: A bill to authorize the platting of certain additions and subdivisions in the city of Terre Haute.

Engrossed House Bill No. 428: A bill to authorize and empower cities and towns to disannex and surrender jurisdiction to territory included within their corporate limits.

Engrossed House Bill No. 509: A bill to prohibit the sale of poisonous drugs or medicines to persons under the age of fourteen years.

Engrossed Senate Bill No. 217: A bill to amend an act to provide for the repair of free turnpike roads.

And the same are herewith submitted to the Senate for the proper action thereon.

I am further directed to inform the Senate that the House has agreed to the request of the Senate for the appointment of a conference committee on House Bill No. 219, and the Speaker has appointed Messrs. Frazier and Kerr on said committee on the part of the House.

Mr. Traylor, from special committee, made a report on section 56½ of House Bill No. 393, recommending that said proposed section be amended as follows: Strike out the word "one," in line 16, and insert in lieu thereof the words "six months," and when so amended the committee recommend the same be adopted.

Which was adopted.

The committee's report on section 188 was concurred in.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has reconsidered its vote by which the report of the Conference Committee on House Bill No. 36 was adopted,

and that the House now refuses to adopt said report, and asks that the Conference Committee on said bill be requested to meet again for the consideration thereof.

I am further directed by the House of Representatives to request the Senate to return to the House Senate Bill No. 16.

Mr. VanVorhis moved that Senate reconsider the vote by which report of Conference Committee on House Bill No. 36 was concurred in, and consent to another meeting of the Conference Committee.

Which was agreed to.

Mr. Henry moved that the request of the House of Representatives for the return to it of Senate Bill No. 16 be granted.

Which was agreed to.

On motion of Mr. Sayre, House Bill No. 390 was taken up and read a first time.

Committee's report on sections 213, 215 was concurred in.

The following message was received from the Governor:

INDIANAPOLIS, IND., April 9, 1881.

Gentlemen of the Senate:

I respectfully return to the Senate with my objections thereto, Senate Bill numbered 176, entitled an act to amend the first section of an act entitled "an act to amend an act regulating the adoption of heirs," approved March 2, 1855, approved February 27, 1875.

The act of 1872, with respect to the adoption of heirs, as amended by an act of 1875, provides that any persons who shall desire to adopt a child shall file his petition therefor in the Circuit Court of the county in which the child resides. It requires that the petition, besides giving the name of the petitioner and of the child, and stating it has property, shall also state whether the child has either father or mother living, and if so, where they reside; and the 5th section of the act (which is referred to in the title above quoted as the first section of the act of 1875) provides that the court shall not order the adoption of a child if it have a father or mother living, unless the father or mother appears in open court and gives consent thereto. Provision, however, is made that if the petitioner shall show by two competent witnesses that the residence

of the father or mother is unknown, or if the child be an inmate of the House of Refuge for Juvenile Offenders or the Reformatory Institution for Women and Girls, committed to these institutions by law for other reasons than the conviction of crime or incorrigibility, the court may order the adoption upon terms therein provided, notwithstanding the consent of the father or mother may not have been obtained.

In the bill under consideration, the clause of the existing law is omitted, which provides in substance that in cases where the child is not an inmate of the House of Refuge or of the Reformatory Institution for Women and Girls, it shall not be adopted when neither father nor mother appears in court, unless it is shown by two competent witnesses that the residence of the father or mother is unknown; and it substitutes for that clause these words:

"*Provided*, That where the father or mother do not appear, the child shall not be adopted without the consent in open court of the Trustee of the township where the child resides."

The rule concerning adoption, prescribed by the bill now returned, is in the following terms:

"Such shall not adopt such child if it have a father or mother living, unless such father or mother appear in open court and give consent thereto: *Provided*, That in all cases where the father or mother do not appear, the child shall not be adopted without the consent in open court of the Trustee of the township where such child resides: *And provided further*, That if such child be, at the time of filing and hearing such petition, an inmate of the House of Refuge for Juvenile Offenders, or of the Indiana Reformatory Institution for Women and Girls, committed thereto by law for other reasons than the conviction for crime or incorrigibility, such petition may be filed in any Circuit Court or Superior Court of the State, and upon the filing of the written consent of the Board of Control or Board of Managers of such institution to such adoption, then such court may adopt such child."

It seems to me that under the provisions of this bill it would be competent for a court to order the adoption of a child upon the application of a petition if the trustee of the township should consent in open court, notwithstanding the parents of the child might be well known, might be able to support it, might be ignorant of the pendency of the application for adoption, and might be within

easy reach of the process of the court. It is believed that the bill has been passed without due consideration, and that no member of either House would be willing to confer a power so dangerous upon any tribunal. ALBERT G. PORTER.

Mr. Brown moved that the Governor's message be made the special order for Monday at 9:30 o'clock A. M.

Which was rejected.

Mr. Wilson moved to strike out section 246.

Which was adopted.

The Lieutenant Governor announced that he had signed House Joint Resolution No. 8, House Enrolled Act No. 359, and Senate Enrolled Acts Nos. 232, 300 and 374.

Mr. Bell moved that section 253 be referred to a select committee of three.

Which was adopted.

The Chair appointed on said committee Messrs. Bell, Chapman and Brown.

Mr. Chapman moved to amend sections 260 and 262 by striking out so much of each of such sections as refers to disfranchisement, to wit: "Disfranchised and rendered incapable of holding any office of trust or profit for any determinate period."

Which was adopted.

The committee's reports on sections 263 and 265 were concurred in.

Mr. Wilson moved to strike out of section 265 from, and including the word "find," in line 5, to the word "disfranchised," in line 7.

Which was rejected.

Mr. Wilson moved to amend section 266 by striking out all of line 4 after the word "be" therein, and all of line 5 to the word "disfranchised" therein.

Which was rejected.

Committee's amendments on sections 268 and 269 were concurred in.

Mr. Langdon, from the committee, reported on House Bill No. 437.

On motion, 100 copies were ordered printed.

Committee's report on sections 271, 272, 274 and 275 were concurred in.

Mr. Keyser introduced Senate Bill No. 377, entitled:

A bill for an act supplemental to an act entitled, "An act defining the Thirty-first Judicial Circuit of the State of Indiana, fixing the terms for holding the courts therein, and the length of the terms thereof," approved April 8, 1881, and declaring an emergency.

Which was referred to a special committee consisting of Messrs. Keyser, Kahlo and Foster.

Mr. Wilson introduced Senate Bill No. 378, entitled:

An act concerning the organization and business of the two Houses of the General Assembly, and matters properly connected therewith.

Which was referred to a special committee of three consisting of Messrs. Viehe, Spann and Comstock, without reading.

Mr. Garrigus, from the Committee on Corporations, made report on engrossed House Bill No. 39, recommending that the bill lie upon the table.

Mr. Garrigus, from the Committee on Corporations, made report on Senate Bill No. 354, recommending that the bill do pass.

Mr. Garrigus, from the Committee on Corporations, made report on Engrossed House Bill No. 457, recommending that it be amended, and when so amended it do pass.

Mr. Garrigus, from the Committee on Corporations, made report on Senate Bill No. 362, recommending that it do pass.

Mr. Traylor, from the Committee on Judiciary, made report on House Bill No. 254, recommending that the bill do pass.

Mr. Traylor, from the Committee on Education, made a report on engrossed House Bill No. 51, recommending that the bill do pass.

Mr. Bundy, from the special committee, made a report on House Bill No. 124, recommending that the same be amended as instructed.

Mr. Bundy, from special committee, made a report on House Bill No. 77, recommending that the bill do pass.

Mr. Brown moved to postpone the further consideration of House Bill No. 393.

The ayes and nays being demanded by Messrs. Brown and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Foster, Howard and Voyles. Ayes, 5.

Those who voted in the negative were:

Messrs. Bell, Bundy, Chapman, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Sayre, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson and Yancey. Nays, 23.

No quorum voting.

Mr. Foster moved to adjourn.

The ayes and nays being demanded by Messrs. Chapman, Kahlo, Henry, Langdon and Grubbs, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Brown, Foster, Hostetter, Howard, Traylor, Urmstan, Voyles and Woods. Ayes, 10.

Those who voted in the negative were:

Messrs. Bundy, Chapman, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Sayre, VanVorhis, Viehe, White, Wilson and Yancey. Nays, 19.

So the motion was rejected.

Mr. Foster demanded a call of the Senate.

Which being had, discovered 28 Senators present and answering to their names, as follows:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Kahlo, Keyser, Kramer, Langdon, Lockridge, Sayre, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Total, 28.

On motion, Senate adjourned.

THOMAS HANNA,
President of Senate.

MONDAY MORNING.

APRIL 11, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Prayer was offered by the Rev. George L. Curtiss.

Pending the reading of Saturday's Journal, on motion of Mr. Benz, the further reading of the Journal was dispensed with.

On motion of Mr. Comstock, Senate returned to consideration of House Bill No. 393, beginning at section 276.

Committee's reports on sections 276, 277, 278, 279, 281, 282 and 282½ were concurred in.

Mr. Chapman moved to amend as follows:

Sec. 282¼. Every person undergoing imprisonment in any prison or jail upon a conviction for any public offense, shall be disfranchised during the period of such imprisonment.

Which was adopted.

Committee's reports on sections 287 and 290 were concurred in.

Mr. Urmstan, from the committee to whom was referred section 93 of an act concerning public offenses, etc., recommended the striking out of section 93, and the substitution of new matter instead thereof.

Which was concurred in.

Mr. Bell, from the special committee to whom was referred section 253, recommended that the section be amended by the substitution of new matter.

Which was adopted.

Mr. VanVorhis moved to amend section 157 (156 printed bill), by striking out all of the first line of said section, in printed bill, and insert instead thereof the following:

"Sec. 157. Whoever knowingly sells, or has in his possession

with intent to sell, or exposes for sale, any kind of diseased or corrupted or unwholesome provisions, whether for meat or drink, or whoever knowingly sells or exposes for sale any article or substance intended to be eaten or drank, and shall, by label or in any other way, represent it to be other than what it is for."

Which was adopted.

Mr. Wilson offered the following substitute for sections 72 and 73:

Whoever engages as principal in any prize-fight, or attends any such fight as a backer, trainer, second, umpiring assistant, reporter, etc., shall be fined not less than fifty nor more than five hundred dollars, to which may be added imprisonment in the county jail for not exceeding six months.

Which was adopted.

Mr. Chapman offered the following to section 68:

Whoever having access to, or being in possession of any book, magazine, newspaper, manuscript, map, chart, plan, painting, engraving, photograph or other literary property of any library organized under the laws of this State, or belonging to any educational institution in this State, shall wilfully or mischievously cut, mark, mutilate, deface, write in or upon the same, or otherwise injure the same or procure the same to be done; or who shall wilfully or mischievously injure or deface any book plate or library mark shall be fined in any sum not less than ten nor more than one hundred dollars.

Which was adopted.

Mr. Woods moved to add to section 204 the following:

Any person keeping a net or seine to let, or who does let or loan a net or seine, for the purpose of fishing in any of the lakes and streams of this State, in violation of the provisions of this act, shall, on conviction, be fined in any sum not exceeding twenty dollars, nor less than ten dollars.

Which was adopted.

Mr. VanVorhis moved to amend the bill by adding thereto a new section, consisting of new matter concerning the sale of unwholesome milk, butter, etc., and penalty for violation thereof.

Which was adopted.

Mr. Henry moved to amend section 97 by the substitution of new matter.

Which was adopted.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 73, with amendments: A bill to amend section 3 of an act entitled, "An act for the regulation of weights and measures." Approved June 9, 1852.

Engrossed House Bill No. 380: A bill to amend section 6 of an act entitled, "An act to authorize cities and incorporated towns to construct, maintain and operate water works," etc.

Mr. Garrigus moved to strike out the words "grown within this State," in lines 1 and 2 of section 158.

Which was adopted.

Mr. Bundy moved to strike out the following words in section 287: "And disfranchised and rendered incapable of holding any office of trust or profit for any determinate period."

Which was adopted.

Mr. Chapman presented petition of certain citizens of Indianapolis on subject of fees and salaries.

Mr. Bell, from committee to whom was referred House Bill 193, recommend bill lie on the table.

Mr. Graham, from the Committee on Corporations, made a report on Senate Bill No. 88, recommending that the bill do lie upon the table.

Committee report on section 169 read.

Mr. Wilson, from Conference Committee, made the following report:

MR. PRESIDENT:

Your Committee of Conference on the General Appropriation Bill have been in consultation, and report that they have agreed as follows:

First. That the Senate recede from its amendment to No. 3, in relation to item 4, concerning the Governor's messenger.

Second. That the House concur in No. 4, in relation to item 5, concerning the expenses of the Governor's office.

Third. That the Senate recede from No. 5, in relation to item 6, concerning the salary of Adjutant General; and that the House and Senate agree to make it $1,400.

Fourth. That the House concur in No. 7, in relation to item 3, concerning the Secretary of State's Clerk.

Fifth. That the Senate recede from No. 8, in relation to item 6, concerning the distribution of laws, reports and documents; and the House and Senate agree to make the sum $300.

Sixth. That the House concur in No. 11, in relation to item 4, concerning the Auditor's Land Clerk.

Seventh. That the Senate recede from No. 12, in relation to item 5, concerning Auditor's office expenses; and the House and Senate agree to make the sum $750.

Eighth. That the Senate recede from No. 14, in relation to item 3, concerning the Treasurer's night watchman.

Ninth. That the House concur in No. 20, in relation to item 5, concerning expenses of Librarian's office.

Tenth. That the House concur in No. 23, in relation to item 2, concerning salaries of Prosecuting Attorneys.

Eleventh. That the House concur in No. 25, in relation to item 2, concerning fuel, lights and water for State offices.

Twelfth. That the Senate recede from No. 26, in relation to item 3, concerning the repairs and unprovided expenditures of the executive and administrative offices; and the House and Senate agree to amend as follows:

For the repairs of State officers' building and furniture of officers, rent of two telephones, preparing halls for next meeting of the General Assembly, and to meet any accident to building or offices, or any public emergency, $5,000.

Thirteenth. That the House concur in No. 27, increasing the maintenance of the Insane Hospital to $245,000, and allowing $12,000 on clothing account, and the Senate recede from its amendment increasing the allowance for repairs.

Fourteenth. That the Senate recede in No. 28, concerning the State Normal School.

Fifteenth. That the House concur in No. 29, increasing the amount to the House of Refuge to $45,000.

Sixteenth. That the House concur in No. 30, to amendment in line 2, item 4; and the Senate recede from the amendment to item 5.

All of which is respectfully submitted.

E. N. WILSON,
Senate Committee.

JOS. KENNER,
G. H. D. GIBSON,
House Committee.

Mr. Graham moved that Senate do not concur; and that a new committee be appointed.

Objection being made, under the rules action thereon goes over for one day.

On motion of Mr. Yancey, Engrossed House Bill No. 143, making Township Trustees Superintendents of Roads, etc.,

Was read a second time, with committee report thereon recommending that it do pass.

Concurred in.

On motion of Mr. Grubbs, House Bill No. 474 was taken up and read a first time and referred to a special committee of three, consisting of Messrs. Grubbs, Viehe and VanVorhis.

Mr. Foster introduced Senate Bill No. 377: A bill for an act supplementary to an act defining the Thirty-first Judicial Circuit of the State of Indiana, etc., with committee report recommending the bill do pass.

On motion of Mr. Spann, engrossed House Bill No. 329, entitled a bill concerning liens on water crafts, was taken up and read a first time, and referred to a special committee consisting of Messrs. Spann, Ristine and Marvin.

Mr. Viehe, from the committee to whom was referred Senate Joint Resolution No. 14, recommend same be amended by striking out all between the word "amend," in line 5, and the word "re-

solved," where it last occurred, and by inserting the following: "the Constitution by striking the Twenty-first section of article 7 thereof."

Mr. Traylor presented House Bill No. 310.

Read second time, with committee report recommending bill do pass.

Which was concurred in.

Mr. Urmstan presented House Bill No. 129, with committee report recommending that bill do pass.

The roll call of the vote commenced some time ago on the committee report on section 169, concerning pool selling, was completed, and resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Howard, Hutchinson, Marvin, Rahm, Sayre, Traylor, Urmstan, Viehe, White and Woods. Ayes, 13.

Those who voted in the negative were:

Messrs. Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Kramer, Langdon, Lockridge, Shaffer, Spann, VanVorhis, Voyles, Wilson and Yancey. Nays, 24.

So the report was not concurred in.

Mr. Bell moved to strike out section —.

Which was rejected.

On concurring in the report of House Bill No. 129, the ayes and nays were demanded by Messrs. Brown and Voyles.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Bundy, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Rahm, Sayre, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Brown, Compton, Hart, Howard, Shaffer and Voyles. Nays, 6.

So the report was concurred in.

Mr. Lockridge presented House Bill No. 136, which was read a second time, with committee report recommending the substitution of new matter, and when so amended it do pass.

Which was concurred in.

Bill ordered engrossed.

On motion of Mr. Hutchinson, engrossed House Bill No. 207, entitled, a bill concerning articles adrift or wrecked, was read a second time, with committee report thereon recommending that it do pass.

Which was concurred in.

Mr. Spann presented House Bill No. 126, with committee report recommending the bill do pass.

Was read a second time.

Mr. Henry moved to amend the report of the committee by striking therefrom the following lines: lines 12, 13, 14, 15 and 16.

Which was adopted.

Report as amended adopted.

On motion of Mr. Shaffer, engrossed House Bill No. 140, entitled, a bill to authorize the election of women to school offices, was taken up and read a second time, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Howard presented House Bill No. 428:

A bill for an act to authorize and empower cities and towns to disannex and surrender jurisdiction to territory, etc.

Read first time.

Mr. Howard moved to suspend constitutional rule, bill be read a second time by title, third time by sections and put on its passage.

Question being on motion.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser. Kramer, Langdon, Lockridge, Marvin, Rahm, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 34.

So the motion was adopted.

House Bill No. 428 was read a third time by title and put upon its passage.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Rahm, Sayre, Spann, Traylor, Urmstan, Van Vorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 33.

Mr. Shaffer voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Compton presented House Bill No. 520:

Read second time, with committee report recommending substitution of new matter, and when so amended bill do pass.

Senate adjourned.

AFTERNOON SESSION.

MONDAY, April 11, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Committee report on House Bill No. 520 was concurred in.

Bill ordered engrossed.

Mr. Chapman moved that the Senate take up House Bill No. 225.

Which was agreed to.

Mr. Kramer moved that House Bill No. 147 be taken up, constitutional rule be suspended, considered engrossed, and read a second time by title only.

The roll being called, vote resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Lockridge, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

No one voting in the negative.

So the motion was adopted.

So House Bill No. 147 was read a second time by title only, with committee report thereon recommending that it do pass.

Concurred in.

Mr. Hostetter moved to amend section 21 of engrossed House Bill No. 147 as follows: In printed copy strike out, in line 1, the word "viewers," and insert in lieu thereof "county surveyor." In line 2 strike out "they" and insert "he." In line 3 strike out "they" and insert "he." In line 6 strike out "they" and insert "he." In line 11 strike out "viewers accept" and insert "county surveyor accepts;" also, in same line, strike out "their" and insert "his." In line 12 strike out "they" and insert "he."

Which was adopted.

Amendments ordered engrossed.

Mr. Marvin, from the committee thereon, made report on House Bill No. 150, recommending that it do pass.

On motion of Mr. Viehe, the House amendments to Senate Bill No. 276 were concurred in.

Mr. Menzies moved to suspend constitutional rule, and that House Bill No. 457 be read a second time by title only, amendments considered engrossed, and read a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as foll ws:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, Voyles, White, Woods and Woollen. Ayes, 37.

Mr. Benz voting in the negative.

So the motion was adopted.

House Bill No. 457, amending section 14 of the act incorporating towns, etc., was read a second time by title only; committee's report, recommending its passage, concurred in; amendments considered engrossed, and bill read a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being demanded, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 37.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Sayre moved to take up Senate Bill No. 369.

The ayes and nays being demanded by Messrs. Graham and Brown, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, VanVorhis, Voyles, White, Wilson, Woollen and Yancey. Ayes, 24.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Compton, Foster, Hart, Howard, Hutchinson, Leeper, Marvin, Spann, Traylor, Urmstan, Viehe and Woods. Nays, 15.

So the motion was rejected.

Mr. Owen moved to suspend the constitutional rule, and that House Bill No. 322 be taken up, read a first and second time by title only and a third time by sections.

Mr. Brown moved to amend the motion by substituting Senate Bill No. 298 instead of House Bill No. 322.

Which was rejected.

Question being on the original motion.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Bundy, Chapman, Comstock, Garrigus, Grubbs, Henry, Hutchinson, Kahlo, Langdon, Lockridge, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 22.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Compton, Foster, Graham, Hart, Hostetter, Leeper, Marvin, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 15.

So the motion to suspend the constitutional rules was rejected.

Mr. Sayre moved that Senate Bill No. 369 be made the special order for to-morrow at 9:30 o'clock.

Mr. Brown moved to amend the motion by substituting Senate Bill No. 298 instead of Senate Bill No. 369.

Mr. Wilson, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills report that they have compared enrolled Act No. 276 with the original, and found it to be a correct copy.

Which was concurred in.

Question being on Mr. Brown's amendment.

The ayes and nays being demanded by Messrs. Foster and Benz, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Foster, Howard, Kramer, Marvin and Menzies. Ayes, 8.

Those voting in the negative were:

Messrs. Benz, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Langdon, Lockridge, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Wilson, Woods and Yancey. Nays, 26.

So the substitute was rejected.

Mr. Marvin moved to amend by making Senate Bill No. 369 special order for 2:30 P. M. instead of 9:30 A. M.

Mr. Langdon demanded the previous question.

Demand for previous question seconded.

Question, Shall the main question be put?

Which was agreed to.

Main question ordered.

The ayes and nays being demanded by Messrs. Spann and Langdon, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Langdon, Lockridge, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Urmstan, VanVorhis, White, Wilson and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Briscoe, Brown, Foster, Howard, Hutchinson, Kramer, Marvin, Spann, Traylor and Woods. Nays, 10.

So the motion was agreed to.

Mr. VanVorhis, from Conference Committee on House Bill No. 36, made the following report:

MR. PRESIDENT:

Your Committee of Conference, to whom was recommitted House Bill No. 36, with amendments of Senate, have had the same

under consideration, and recommend that the Senate do recede from so much of its amendments as provides for the striking out of "April," in line 7, and inserting "October;" and striking out "April," wherever it occurs in said bill, and inserting "October."

We further recommend that wherever the figures "1881" occur in said bill they be stricken out, and the figures "1882" inserted instead thereof.

We further recommend that section 7 of the bill be amended to read as follows:

"Sec. 7. All laws providing for taxation of dogs, and laws or parts of laws in conflict with the provisions of this act, are hereby repealed: *Provided* That no tax levied in accordance with the provisions of any law existing prior to the taking effect of this act shall be rendered invalid, and when so ammended we recomend that the House of Representatives do concur in the Senate amendments.

Which was concurred in.

Mr. Foster presented House Bill No. 417: A bill to encourage the destruction of owls, hawks, crows, etc., and moved to suspend constitutional rule, and that bill be read a first and second time by title.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Brown, Foster, Howard, Kramer, Menzies, Rahm, Traylor and Woods. Ayes, 8.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Langdon, Leeper, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Spann, VanVorhis, White and Yancey. Ayes, 27.

So the motion was rejected.

Mr. Chapman moved to suspend constitutional rule, and that House Bill No. 225 be read second time by title.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Bundy, Chapman, Compton,

Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Hutchinson, Kahlo Kramer, Langdon, Lookridge, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Messrs. Bell and Marvin voting in the negative.

So the motion was adopted.

House Bill No. 225 read second time by title only.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has amended and again passed Senate Bills 16 and 212, heretofore returned to the House by the Senate for correction.

And the same are herewith returned to the Senate.

Committee's substitute for section 1 was adopted.

Committee's reports on sections 3, 7, 9, 12 and 14 were adopted.

The following message was received from ths House of Representatives by the Clerk thereof.

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Act, H. R. No. 316: An act for the relief of William J. Richey, late Trustee of Finley township, Scott county, State of Indiana, and declaring an emergency.

Enrolled Act Senate, No. 276: An act concerning criminal courts.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Committee's report on section 17 was read.

Mr. Traylor moved to refer to special committee of three.

Which was rejected.

Mr. Marvin moved to strike out from the substitute the part

commencing "and such board may," and adding "unless it is properly stamped."

Which was adopted.

Substitute as amended adopted.

Committee's reports on sections 18, 19, 20 and 23 concurred in.

Mr. Langdon moved to reconsider the vote by which the committee report was concurred in, making the voting precincts 500 instead of 350.

Which was adopted.

Question being on the committee report on sections 7 and 8.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bundy, Chapman, Comstock, Garrigus, Grubbs, Henry, Hostetter, Lockridge, Ristine, Sayre, Shaffer, Spann, Traylor, White and Wilson. Ayes, 15.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Coffey, Foster, Hart, Howard, Hutchinson, Keyser, Langdon, Leeper, Marvin, Menzies, Owen, Rahm, Urmstan, VanVorhis, Voyles, Woods, Woollen and Yancey. Nays, 21.

So the committee report was not concurred in.

The committee amendment on sections 24, 26, 27, 29, 30, 33, 34, 35, 37, 38, 41, 50, 51 and 60 were adopted.

The Lieutenant Governor announced his signature to House Bill No. 316 and Senate Bill No. 276.

Committee amendment to section 62 was rejected.

Committee reports on sections 63, 71 and 93 were concurred in.

The amendments to the bill were ordered engrossed.

Mr. Sayre, from the committee thereon, reported on House Bill No. 311, concerning fees of Sheriffs, recommending that the bill do pass.

House Bill No. 311, concerning fees of Sheriffs,

Was read a second time, with committee report thereon recommending that the bill do pass.

Concurred in.

The following message was received from the House, by the Clerk thereof.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the report of the Conference Committee on House Bill No. 36, a bill to protect sheep husbandry.

I am also directed to inform the Senate that the House has passed the following bill, to wit:

Engrossed House Bill No. 414: A bill to legalize and render valid the records of the Circuit and Common Pleas Courts of the various counties in the State of Indiana.

Mr. Henry moved to amend the bill by the substitution of new matter, in lieu of numerous sections.

Which was adopted.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., April 11, 1881.

Gentlemen of the Senate:

I have received, approved and signed, Senate Bills No. 364, 232, 349, 300, 329, 374, 25 and 79, and have also received Senate Joint Resolution No. 19, and have caused them to be filed in the office of the Secretary of State. ALBERT G. PORTER.

Mr. Henry moved amendments be considered engrossed; constitutional rule be suspended; bill be read a third time and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Spann, Traylor, VanVorhis, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Ayes, 36.

No one voting in the negative.

So the motion was adopted.

Mr. Traylor moved to amend the 1st section of the bill by add-

ing at the end thereof the following: "all costs shall be collectable without any relief from valuation or appraisement laws of the State of Indiana."

Which was adopted.

So House Bill No. 311, concerning fees of sheriffs, was read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Howard, Kahlo, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 37.

Mr. Voyles voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Menzies moved to concur in House amendments to Senate Bill No. 212.

Which was adopted.

On motion of Mr. White, House Bill No. 134, amending section 1 of an act relating to short-hand reporters, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 34.

Mr. Marvin voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Grubbs moved that when the Senate adjourn, it adjourn to meet at 7:30 o'clock P. M., for the purpose of reading the bill on public offenses.

Which was adopted.

On motion of Mr. Owen, House Bill No. 322 was referred to a special committee of two, to note the old and new matter.

The Chair appointed on said committee Messrs. Owen and Leeper.

Mr. Langdon moved to suspend constitutional rule, and that House Bill No. 437 be read a first and second time by title only.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Howard, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey. Ayes, 34.

Mr. Chapman voting in the negative.

So the motion was adopted.

House Bill No. 437 concerning publication of revised statutes of 1881.

Read first and second time by title, with committee report recommending substitution of new matter, and when so amended to pass.

Mr. Menzies moved to amend the report of the committee by striking out in the substituted section "one," in line 2, and inserting in lieu thereof the words "two of."

Mr. Comstock moved to amend section 1 of the printed bill by striking out the word "two," in line 2, and inserting in lieu thereof the word "one;" also by changing the word "Commissioners," in line 4, to "Commissioner." In line 3, strike out the word "them," and insert instead thereof the word "him." In line 4, strike out words "or either of them," and the word "their," and insert instead of the word "them" the word "his."

Which was rejected.

Question being on amendment.

Ayes and nays were demanded by Messrs. Bell and Menzies, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Brown, Bundy, Chapman, Comstock, Compton, Foster, Hart, Henry, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Woods and Woollen. Ayes, 30.

Those voting in the negative were:

Messrs. Garrigus, Grubbs, Owen, Wilson and Yancey. Nays, 5.

So the motion was agreed to.

Mr. Chapman moved to amend by adding to section 1 the words "and such commissioners shall hold the position until the 1st day of November, 1881."

Which was adopted.

Mr. Menzies moved to amend section 2, in the report of the committee, by striking out the word "one," in line 2 of the printed report, and inserting in lieu thereof the word "two."

Which was adopted.

Mr. Bundy moved to amend section 2 by striking out the word "two," in the 3d line of section 2, and insert the word "three," in lieu thereof.

Which was rejected.

Mr. Wilson moved as a substitute to insert the word "one" before the word "daily," in line 3, page 2, in lieu of the report of committee and the amendment offered by the Senator from Henry county.

Which was rejected.

Mr. Kramer moved House Bill 147 be read to-night for the third time.

Which was rejected.

On motion, Senate adjourned.

NIGHT SESSION.

MONDAY, April 11, 1881.

Senate reassembled at 7:30 o'clock.

On motion, Mr. Viehe took the chair, and directed the Clerk to read House Bill No. 393.

After some time spent therein, Senate adjourned.

THOMAS HANNA,
President of the Senate.

TUESDAY MORNING.

APRIL 12, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

On motion of Mr. Bundy, the reading of Monday's Journal was dispensed with.

On motion of Mr. Menzies, the Conference Committee's report on House Bill No. 422, general appropriation bill, was read.

Mr. Graham moved to reject the report of the committee, and that a new committee be appointed.

The ayes and nays being demanded by Messrs. Spann and Foster, and vote taken, resulted as follows:

Those voting in the affirmative were :

Messrs. Chapman, Graham, Hefron, Kramer, Sayre, Shaffer, Voyles and White. Ayes, 8.

Those voting in the negative were :

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Comstock, Davis, Foster, Garragus, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Viehe, Wilson, Woods, Woollen and Yancey. Ayes, 36.

So the motion was rejected.

Report concurred in.

Mr. Poindexter presented petitions on temperance from Clark and Scott counties.

Which were referred to Committee on Temperance without reading.

Mr. Brown moved to lay aside 369 and take up 298.

The ayes and nays were demanded by Messrs. Benz and Hefron, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Bundy, Chapman, Garrigus, Hefron, Henry, Kramer, Menzies, Rahm, Ristine and Viehe. Ayes, 11.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Compton, Comstock, Davis, Foster, Graham, Grubbs, Hutchinson, Kahlo, Lockridge, Marvin, Owen, Poindexter, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, White, Woods, Woollen and Yancey. Nays, 25.

So the motion to lay on the table was rejected.

Mr. Menzies moved to lay on the table Senate Bill No. 369 and take up House Bill No. 437.

Mr. Yancey moved to lay on the table.

Ayes and nays were demanded by Messrs. Brown and Foster.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Lockridge, Owen, Ristine, Sayre, Shaffer, VanVorhis, White, Wilson and Yancey. Ayes, 15.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davis, Foster, Hart, Hefron, Hutchinson, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Spann, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 23.

So the motion to lay on the table was rejected.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed to the House of Representatives to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 367, entitled, "A bill concerning proceedings in criminal cases."

And the Senate is respectfully requested to recede from said amendments.

I am further directed to inform the Senate that the House has passed, with accompanying engrossed amendments, Senate Bill No. 351, entitled a bill providing for the settlement of decedents' estates.

And the same are herewith submitted to the Senate for its further action thereon.

Question being on the pending motion.

The ayes and nays being demanded by Messrs. Yancey and Wilson, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Davis, Foster, Hart, Hefron, Hutchinson, Leeper, Majors, Marvin, Menzies, Rahm, Spann, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 25.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Van Vorhis, White, Wilson and Yancey. Nays, 17.

So the motion was rejected.

Mr. Henry moved to adhere to House Bill No. 367, and asked the appointment of a conference committee.

The Chair appointed Messrs. Henry and Traylor as said committee.

Mr. Foster moved House Bill No. 417 be made special order for Friday.

Which was adopted.

Mr. Brown moved to postpone Bill No. 369 until 9:30 o'clock to morrow.

Mr. Chapman moved indefinite postponement.

Ayes and nays were demanded by Messrs. Chapman and Henry.

Roll being called, resulted as follows:

The following message was received from the House of Representatives, by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the House of Representatives has agreed to the report of the Conference Committee on House Bill No. 422, the General Appropriation Bill, except as to item 10 of said report, which has reference to the salaries of Prosecuting Attorneys.

And the Senate is respectfully requested to recede from its said amendments in reference to said salaries.

Mr. Wilson, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills, to whom was presented enrolled Senate Act No. 217, report that they have examined said act and find the same correctly enrolled.

Which was concurred in.

Mr. Brown moved to suspend the order of business and take up the House message relating to the general appropriation bill.

The ayes and nays being demanded by Messrs. Brown and Langdon, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davis, Hefron, Howard, Kramer, Leeper, Majors, Menzies, Rahm, Spann, Viehe, Voyles, Wilson, Woods and Woollen. Ayes, 19.

Those voting in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Urmstan, VanVorhis, White and Yancey. Nays, 21.

So the motion was rejected.

Mr. Chapman demanded the previous question.

The ayes and nays being demanded by Messrs. Langdon and Chapman, and vote being taken resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Briscoe, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Owen, Rahm, Ristine, Sayre, Spann, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 26.

Those voting in the negative were:

Messrs. Bell, Benz, Brown, Compton, Foster, Hart, Hefron,

Howard, Leeper, Menzies, Urmstan, Viehe, Voyles and Woods. Nays, 14.

So the demand for the previous question was seconded.

The main question was then ordered.

The ayes and nays being demanded by Messrs. Yancey and Langdon, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Compton, Davis, Hostetter and Spann. Ayes, 5.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Menzies, Owen, Rahm, Ristine, Sayre, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 33.

So the motion to postpone was lost.

Question on motion to postpone till 9:30 o'clock to-morrow.

The ayes and nays being demanded by Messrs. Chapman and Grubbs, and vote being taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Briscoe, Brown, Davis, Foster, Hefron, Howard, Leeper, Menzies, Spann, Voyles and Woods. Ayes, 12.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Owen, Rahm, Ristine, Sayre, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Nays, 28.

So the motion was lost.

On motion, Senate adjourned.

AFTERNOON SESSION.

TUESDAY, April 12, 1881.

Senate reassembled at 2 o'clock P. M.

Lieutenant Governor Hanna in the Chair.

On motion of Mr. Viehe, amendments of House to Senate Bill No. 351, were read.

Mr. Viehe moved that the Senate do not concur in said amendments, and that a Conference Committee be asked for.

The Chair appointed on said committee on the part of the Senate Messrs. Viehe and Grubbs.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the request of the Senate for the appointment of a Conference Committee on House Bill No. 367, in reference to proceedings in criminal cases, and the Speaker has appointed Messrs. Kerr and Kenner on said committee on the part of the House.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 400: A bill to license stallions and jacks, providing for a lien on the produce thereof, and for the disposition of the funds, and declaring an emergency.

Engrossed House Hill No. 500: A bill for an act for the relief of Horatio S. Hazzard, a former Township Trustee of Vienna township, Scott county, Indiana.

And the same are herewith submitted to the Senate for its action thereon.

Senate Bill No. 369 read second time.

Question being on adjournment.

The ayes and nays were demanded by Messrs. Smith and Yancey, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Wilson. Ayes, 23.

Those voting in the negative were:

Messrs. Bell, Briscoe, Brown, Bundy, Davis, Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Menzies, Poindexter, Rahm, Spann, Traylor, Urmstan, Viehe Voyles, Woods, Woollen and Yancey. Nays, 22.

So the bill was ordered engrossed.

Mr. Henry moved to reconsider the vote by which the bill was ordered engrossed.

Mr. Brown moved to lay on the table.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Menzies, Owen, Ristine, Shaffer, Smith, VanVorhis, Viehe, White, Wilson and Woollen. Ayes, 27.

Those who voted in the negative were:

Messrs. Bell, Bundy, Foster, Hefron, Henry, Howard, Keyser, Majors, Marvin, Poindexter, Rahm, Spann, Traylor, Urmstan, Voyles, Woods and Yancey. Nays, 17.

So the motion was adopted.

Mr. Chapman moved to take up Senate Bill 369, suspend constitutional rules, that the bill may be considered engrossed, read third time, and demanded previous question.

Ayes and nays were demanded, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Graham,

Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Marvin, Owen, Ristine, Sayre, Smith, Spann, VanVorhis, White and Wilson. Ayes, 20.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Morgan, Menzies, Poindexter, Rahm, Spann, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 26.

Motion for previous question not seconded.

Mr. Brown moved division of question.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Langdon, Lockridge, Owen, Ristine, Sayre, Smith, VanVorhis, White and Wilson. Ayes, 17.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kahlo, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Spann, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Nays, 27.

So the motion was rejected.

Mr. Chapman moved that bill be made special order for tomorrow at 9:30 o'clock.

Ayes and nays were demanded by Messrs. Foster and Grubbs.

Vote being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, VanVorhis, Voyles, White, Wilson and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davis, Foster,

Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Spann, Traylor, Urmstan, Viehe, Woods and Woollen. Nays, 19.

So the motion was rejected.

Mr. Foster moved the Senate adhere to its amendment to House Bill No. 422.

The motion was rejected.

Mr. Owen moved to suspend the constitutional rule that House Bill No. 322 be read a second time by title only.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Grubbs, Henry, Kahlo, Keyser, Langdon, Leeper, Lockridge, Marvin, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Van-Vorhis, White, Wilson and Yancey. Ayes, 23.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Majors, Menzies, Traylor, Urmstan, Voyles, Woods and Woollen. Nays, 19.

So the motion was rejected.

The Senate returned to the consideration of Senate Bill No. 437.

Mr. Chapman presented claim of Scantling and King.

Which was referred to Finance Committee. Amount, $30.

Mr. Voyles moved to amend section 3 of House Bill No. 437, by adding in line 2, after the word "assembly" the following: "Which are in force and of practical operation."

Which was adopted.

Mr. Menzies moved to amend section 3 by striking out the words "one volume," in line 1 of printed report of committee.

Mr. Brown moved to amend section 4 by striking out the word "laws," line 1, and insert the word "statutes," in printed bill.

Which was adopted.

Mr. Foster moved to amend the bill as follows:

Strike out the word "eastern" after the word "seven," in item 7.

Which was rejected.

Mr. Keyser offered the following amendment:

MR. PRESIDENT:

I move to amend section 4 of the printed report of the committee by striking out the words "of Central Type Foundry, St. Louis," where it occurs in lines 1, 2, 5 and 6, under the head of "composition."

Mr. Brown moved to amend the report of section 3, page 3, by inserting after the word "St. Louis," wherever it occurs, "or type of any other first-class manufacture, which type are like those specified in quality, size, style and all other respects.

Which was adopted.

Mr. Keyser accepted Mr. Brown's substitute.

Which was adopted.

Mr. Sayre moved to amend section 7 by striking out the words and figures "three thousand five hundred, ($3,500) dollars" wherever they occur in said section, and insert in lieu thereof the words and figures "four thousand dollars, ($4,000)."

Mr. Shaffer moved to amend section 7 of report of committee, by striking out the words and figures in lines 4 and 5, "three thousand five hundred dollars, ($3,500)," and insert instead the following: "two thousand five hundred dollars, ($2,500)," strike out in next to last line of said section the words and figures "three thousand five hundred dollars, ($3,500)," and insert the following: "four thousand dollars ($4,000)."

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the request of the Senate for the appointment of a conference committee on Senate Bill No. 351, entitled a bill for the settlement of decedents' estates.

And the Speaker of the House of Representatives has appointed Messrs. Fancher and Cauthorne on said committee on the part of rhe House.

I am further directed to inform the Senate that the Speaker of the House of Representatives has signed the following bills, to wit:

Enrolled Act, House of Representatives, 428: An act to au-

thorize and empower cities and towns to disannex and surrender jurisdiction to territory inclosed within their corporate limits.

Enrolled Act H. R. No. 134: An act to amend section 1 of an act entitled "An act to amend an act entitled 'An act authorizing the appointment of short-hand reporters for certain courts of record in this State.'"

Enrolled Act H. R. 36: An act to protect sheep husbandry.

Enrolled Act Senate No. 217: An act to amend section two of an act entitled "An act to provide for the repair of free turnpike roads."

And the same are herewith submitted to the Senate for the Senate for the signature of the President thereof.

I am further directed to inform the Senate that the House has passed to following bills, to wit:

Engrossed House Bill No. 95: A bill regulating fire insurance companies.

Engrossed House Bill No. 409: A bill to authorize and provide for the payment of war loan bonds of the State.

And the same are herewith submitted to the Senate for its action thereon.

Mr. Lockridge presented the following reports on Journal:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of Journal have had Senate Journal of Saturday, April 9, and found it correct.

Which was concurred in.

Mr. VanVorhis, from Committee on Inspection of Journal, made the following report:

MR. PRESIDENT:

Your Committee on Supervision and Inspection of the Journal have examined the Senate Journal of Monday, April 11, 1881, and find the same correct.

Which was concurred in.

The chair announced that he had signed enrolled House Acts Nos. 134, 36 and 428, and Senate Enrolled Act No. 217.

Ayes and nays were demanded by Messrs. Shaffer and Lockridge, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Garrigus, Graham, Shaffer and Woollen. Ayes, 4.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Foster, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Woods and Yancey. Nays, 39.

So the substitute was rejected.

Mr. Chapman moved to substitute "three thousand" in lieu of the amount named in the bill, $3,500.

Ayes and nays were demanded by Messrs. Garrigus and VanVorhis, roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hefron, Hostetter, Kahlo, Keyser, Kramer, Rahm, Shaffer, Urmstan, VanVorhis, Voyles and Woollen. Ayes, 19.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Foster, Hart, Henry, Howard, Hutchinson, Langdon, Leeper, Lockridge, Major, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Smith, Spann, Traylor, White and Yancey. Nays, 24.

So the motion was rejected.

Question being on Mr. Sayre's amendment, ayes and nays being demanded by Messrs. Grubbs and VanVorhis, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Briscoe, Brown, Howard, Hutchinson, Leeper, Majors, Menzies, Poindexter, Ristine, Sayre and Traylor. Ayes, 12.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Bundy, Chapman, Compton, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry,

Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Marvin, Owen, Rahm, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, White, Woollen and Yancey. Nays, 31.

So the amendment was rejected.

Mr. Spann moved the following proviso to follow after the words "New York," in section 2:

"*Provided, however*, That said Commissioners shall give the preference to the resident bidders of the State of Indiana, if any bids by such residents shall be as low and in all things equal to that of non-resident bidders."

Which was adopted.

Mr. Henry moved to amend section 7 of the report of the committee by inserting after the word "par," in line 5, the following words: "from the 16th day of April, 1879, until they are discharged."

Which was rejected.

Mr. Chapman moved to suspend the constitutional rule, and that House Bill No. 409 be read first and second times by title only, and third time by sections.

The ayes and nays being demanded, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Wilson and Woollen. Ayes, 36.

H. B. No. 407 read first and second times by title only, and third time by section, question being on passage, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Majors, Marvin,

Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson and Woollen. Ayes, 40.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Comstock moved when Senate adjourn it be until 7:30 P. M., when the bill on public offenses shall be read.

Mr. Leeper presented claim of Mr. Mentil.

Which was referred without reading to Committee on Finance.

Mr. Langdon moved to amend section 7 by adding thereto the words: "and the said act, approved March 28, 1879, entitled 'An act to provide for a revision of the statute laws of the State of Indiana, and the printing and binding thereof, and other matters connected with the subject matter.'"

Which was adopted.

Mr. Graham offered a substitute for section 8, recommending the substitution of new matter.

The ayes and nays being demanded by Messrs. Graham and Benz, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Comstock, Graham, Shaffer and Wilson. Ayes, 4.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe and Voyles. Nays, 30.

So the amendment was rejected.

Mr. Langdon moved to amend section 8 by adding after the words "Circuit Court," in line 4, the words "Judge of Superior Court."

Which was adopted.

Mr. Comstock moved to amend section 9 by inserting after the

word " revision," in line 2, page 2, of printed bill, the words "under said act, approved March 28, 1879."

Which was adopted.

Mr. Voyles moved to add the following to section 4, viz: "No Roman numerals or letters shall be used in said work to designate sections, articles or chapters."

Which was adopted.

Amendments ordered engrossed.

Mr. Smith presented Senate Bill No. 16, with certain amendments.

Which was concurred in.

Mr. Comstock moved to take up House Bill No. 124.

Ayes and nays were demanded by Messrs. Menzies and Foster.

Roll being called, resulted as follows:

Those voting in the affirmative were :

Messrs. Bell, Benz, Bischowsky, Bundy, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Owen, Ristine, Sayre, Smith, Urmstan, VanVorhis, Viehe, White and Woollen. Nays, 28.

Those voting in the negative were:

Messrs. Brown, Foster, Hostetter, Hutchinson, Menzies, Shaffer, Traylor and Voyles. Nays, 8.

So the motion was agreed to.

Mr. Foster moved to adjourn.

Ayes and nays were demanded by Messrs. Menzies, Foster, Comstock, Grubbs and Kahlo, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Compton, Foster, Hefron, Hostetter, Leeper, Majors, Marvin, Menzies, Traylor, Voyles and Woollen. Ayes, 14.

Those who voted in the negative were:

Messrs. Bischowsky, Brown, Bundy, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Kahlo, Keyser, Kramer, Lock-

ridge, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Viehe, White and Wilson. Nays, 24.

So the motion was rejected.

H. B. No. 124 was taken up, and report of committee read, recommending the bill do pass.

Ayes and nays were demanded by Messrs. Comstock and Foster, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Comstock, Graham, Grubbs, Hefron, Henry, Kahlo, Keyser, Langdon, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith and VanVorhis. Ayes, 25.

Those who voted in the negative were:

Messrs. Foster, Garrigus, Hart, Hostetter, Majors, Urmstan, Voyles, White and Woollen. Nays, 9.

So the report was concurred in.

Mr. Voyles moved that the Senate do adjourn.

The ayes and nays were demanded by Messrs. Menzies, Comstock, Grubbs and Brown, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Brown, Hefron, Hostetter, Kramer, Majors, Marvin, Menzies, Traylor, Urmstan and Voyles. Ayes, 11.

Those voting in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Compton, Comstock, Foster, Garrigus, Grubbs, Henry, Keyser, Langdon, Leeper, Lockridge, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White and Wilson. Nays, 25.

So the motion was lost.

Mr. Henry moved to recommit the bill to a special committee of three, with instructions to amend the second section as follows: Insert in line 1, after "sales," the words "of real estate;" also, after the words "to the person owning the property sold."

Mr. Spann, from special committee, made report on House Bill No. 329, recommending that it be amended, and when so amended it do pass.

Mr. Grubbs, from special committee, to whom was referred H. B. No. 474; have had same under consideration, and recommend it do pass.

Mr. Grubbs, from special committee, to whom was referred H. B. No. 407, recommend certain amendments, and when so amended bill do pass.

Mr. Grubbs, from special committee to whom was referred House Bill No. 224, recommend the bill do pass.

The ayes and nays were demanded by Messrs. Foster and Menzies, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Foster, Garrigus, Graham, Hart, Henry, Hostetter, Keyser, Langdon, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Spann, Voyles and Woollen. Ayes, 23.

Those who voted in the negative were:

Messrs. Bell, Comstock, Grubbs, Hefron, Kahlo, Kramer, Lockridge, Marvin, Smith, Urmstan and VanVorhis. Nays, 11.

So the motion to recommit was agreed to.

The Chair appointed on said committee Messrs. Comstock, Henry and Menzies.

Mr. Sayre moved that Senate Bill No. 369 be made special order for 9:45 to-morrow.

Mr. Brown moved to adjourn.

Ayes and nays were demanded by Messrs. Owen, Benz, Grubbs, Spann and Leeper, roll being, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Brown, Compton, Hart, Hostetter, Hutchinson, Kahlo, Kramer, Leeper, Marvin, Poindexter, Urmstan, Viehe, Voyles and Woollen. Ayes, 15.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Bundy, Comstock, Foster, Garrigus, Graham, Grubbs, Henry, Langdon, Lockridge, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis and White. Nays, 20.

So the motion was rejected.

Mr. Spann moved to lay on the table.

The ayes and nays were demanded by Messrs. Foster and Langdon, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Briscoe, Brown, Compton, Foster, Hart, Kahlo, Leeper, Marvin, Rahm, Spann, Traylor, Urmstan and Voyles. Ayes, 14.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Hutchinson, Keyser, Langdon, Lockridge, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Viehe, White and Wilson. Nays, 23.

The motion was rejected.

The ayes and nays were demanded by Messrs. Benz and Langdon.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Wilson. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Foster, Hart, Majors, Marvin, Spann, Urmstan, Viehe and Voyles. Nays, 13.

So the motion was rejected.

Mr. Benz presented House Bill No. 479.

Read first time.

Senate adjourned.

NIGHT SESSION.

TUESDAY, April 12, 1881.

Senate re-assembled at 7:30 o'clock.

On motion, Mr. Viehe took the chair and ordered the Clerk to read House Bill No. 393, commencing at section 163.

When the reading was finished, Senate adjourned.

THOMAS HANNA,

President of the Senate.

WEDNESDAY MORNING.

APRIL 13, 1881.

Senate assembled at 9:30 o'clock, Lieutenant Governor Hanna in the chair.

Pending the reading of Tuesday's Journal, on motion of Mr. Yancey, the further reading of the Journal was dispensed with.

The Chair announced the question, being on passage of House Bill No. 393, concerning public offenses, etc.

The ayes and nays being ordered, and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Shaffer, Smith, VanVorhis, Voyles, White, Wilson, Woollen and Yancey. Ayes, 29.

Those voting in the negative were:

Messrs. Bundy, Compton, Foster, Hart and Viehe. Nays, 5.

So the bill passed.

Title adopted as read.

On motion of Mr. Yancey, House Bill No. 343, making Township Trustees superintendents of roads and highways, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Mr. Langdon moved to amend section 7 of House Bill No. 437, by adding the following: The Auditor of State, on the order of the President of the Board, shall furnish the Commissioner with the necessary stationery for the discharge of their duties under the present act.

By consent.

The Committee of Conference of the two Houses, on House amendment to Senate Bill No. 351, have had the same under consideration, and respectfully recommend that the Senate do concur in House amendments to the following sections: Nos. 102, 120, 151, 160, 185 and 237, and that the House do recede from its amendments to the following sections, Nos. 47, 87 and 88.

F. W. VIEHE,
G. W. GRUBBS,
Committee on part of the Senate.
H. S. CAUTHORN,
T. S. FANCHER,
Committee on part of the House.

Which was concurred in.

Mr. Bundy moved to strike out all before the word "when" and insert the words "town or" before the word "city."

By consent.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Garrigus, Grubbs, Hart, Hefron, Henry, Kahlo, Keyser, Langdon, Lockridge, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Voyles, Wilson and Yancey. Ayes, 28.

Those who voted in the negative were:

Messrs. Benz, Compton, Davidson, Davis, Graham, Hostetter, Kramer, Leeper, Macartney, Marvin, Sayre, White, Woods and Woollen. Nays, 14.

So the bill passed.

Title adopted as read.

Mr. Hutchinson, from the Committee on inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee, to whom was referred Senate Journal (special session) for Tuesday, April 12, have examined the same and found it correct.

Which was concurred in.

Mr. Grubbs moved that constitutional rule be suspended; that Senate Bill No. 353 be read a first and second time by title only; a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Wilson. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Kramer, Leeper, Macartney, Majors, Marvin, Menzies, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 22.

So the motion was rejected.

Mr. Sayre moved that Senate Bill No. 369 be taken up, constitutional rule suspended, bill read a third time by sections and put upon its passage.

Mr. Brown moved to amend by taking up House Bill No. 271 instead of Senate Bill No. 369.

The ayes and nays being demanded by Messrs. Brown and Foster, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Hutchinson, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Spann, Urmstan, Viehe, Voyles, Woods and Woollen. Ayes, 24.

Those who voted in the negative were:

Messrs. Bischowsky, Chapman, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis, White and Wilson. Nays, 20.

Mr. Yancey being paired.

So the motion was agreed to.

Question on motion as amended.

The ayes and nays being demanded by Messrs. Sayre and Chapman, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 43.

Those voting in the negative were:

Messrs. Chapman, Langdon and Sayre. Nays, 3.

So the motion as amended was adopted.

So House Bill No. 271, concerning the organization of both Houses of the General Assembly, etc., was taken up, and report thereon recommending that the bill be amended, and when so amended that it do pass.

Concurred in and read a third time.

Mr. Wilson moved to amend by striking out sections 1 to 5, and inserting the following seven sections, and to renumber the sections correctly.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the report of the conference committee on Senate Bill 351, a bill in relation to decedents' estates.

I am further directed to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 393, concerning public offenses, and the House asks a Conference Committee on the same, and that the Speaker of the House of Representatives has appointed Messrs. Ryan and Gibson on said committee on the part of the House.

Mr. Henry moved Senate adhere to House Bill No. 393, and Conference Committee be appointed.

The Chair appointed Messrs. Henry and Menzies as such committee.

On motion of Mr. Owen, House Bill No. 322 was recommitted to Committee on Education.

Mr. Henry, from Conference Committee, made the following report:

MR. PRESIDENT:

The Committee of Conference of the two Houses on Senate amendments to House Bill No. 367 have performed the duty assigned them, and recommend as follows: That the Senate do recede from its amendments to sections 12, 16, 37, 47, 52, 57, 58, 76, 226, 228, 230, 253, 259 and 275.

That the House do concur in Senate amendments, as follows: 4, 14, 17, 23, 26, 28, 31, 39, 40, 44, 49, 50, 69, 71, 79, 80, 86, 88, 89, 93, 100, 103, 104, 107, 115, 138, 150, 153, 168, 185, 188, 193, 206, 220, 250, 255, 278, 299, 309, 311, 312, 313, 330, 331, 332 and 273.

That section 46 be amended by striking out the word "county," in line 7, and inserting the word "township."

That the Senate do recede from its amendments striking out the word "substantially," in lines 1 and 2, section 51; and that the House do concur in the Senate amendments, striking out the word "Georgetown" in said section.

That section 60 remain in the bill, but that the word "county," in last line be stricken out and the word "township" be inserted instead.

That section 101 of engrossed bill be amended by striking out all after the word "management," in line 6, and so amended to remain; that the following be substituted for section 334:

Sec. 334. All definitions of terms in the act prescribing the rules for pleading and practice in civil actions are adopted in this act so far as the same are applicable.

CHARLES L. HENRY,
WM. A. TRAYLOR,
Conferrees on the part of the Senate.

SAMUEL B. KERR,
J. B. KENNER,
Conferrees on the part of the House.

Which was concurred in.

Question being on passage of House Bill No. 271.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 45.

Messrs. Garrigus and Wilson voting in the negative.

So the bill passed.

Title adopted as amended.

The Chair announced House Bill No. 437 be read third time.

Question being on passage of bill.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 36.

Those voting in the negative were:

Messrs. Garrigus, Graham, Hart, Hefron, Henry, Macartney, Poindexter, Shaffer and Wilson. Ayes, 9.

So the bill passed.

Title adopted as read.

Mr. Davis presented House Bill No. 310.

Question being on the passage of the bill.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Graham, Grubbs, Henry,

Hutchinson, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Ristine, Shaffer, Spann, Traylor, VanVorhis, Woods and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Comstock, Garrigus, Hart, Hefron, Hostetter, Howard, Kramer, Menzies, Rahm and Voyles. Nays, 10.

So the bill passed.

Title adopted as read.

Mr. Lockridge called up House Bill No. 136, and asked that it be read third time and put upon its passage.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bundy, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Wilson, Woods, Woollen and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Compton, Davis, Foster, Hefron, Howard, Hutchinson, Menzies, Rahm, Traylor and Voyles. Nays, 13.

So the bill passed.

Title adopted as amended.

Mr. Urmstan presented petition of certain citizens of Fayette county on the subject of temperance, which was referred to the Committee on Temperance.

Mr. Benz moved to suspend constitutional rule; that House Bill No. 479 be read a second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmatixe were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham,

Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Woods, Woollen and Yancey. Ayes, 39.

No one voting in the negative.

So the motion was adopted.

So House Bill No. 479, concerning relief of Lawrence S. Shuler and Thomas N. Jones, etc.

Was read a second time by title only and a third time by sections.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Lockridge, Macartney, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Wilson, Woods, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Hefron, Traylor and Urmstan. Nays, 3.

So the bill passed.

Title adopted as read.

On motion, the Senate adjourned.

AFTERNOON SESSION.

WEDNESDAY, April 13, 1881.

The Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Smith, from Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills have examined enrolled Senate Bill No. 212, and report the same correctly enrolled.

Which was concurred in.

Mr. Keyser moved to suspend constitutional rule, and that Senate Bill No. 377, defining Thirty-first Judicial Circuit, etc., be read a second time by title only, a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hefron, Hostetter, Hutchinson, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woollen and Yancey. Ayes, 34.

No one voting in the negative.

So the motion was agreed to.

So Senate Bill No. 377 was read a second time by title only, with report of committee thereon recommending its passage.

Concurred in.

Read a third time by sections.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hefron, Henry, Kahlo, Keyser, Kramer, Leeper, Lockridge Macartney, Majors, Marvin, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, Voyles and Yancey. Ayes, 33.

Mr. Viehe voting in the negative.

So the bill passed.

Title adopted as read.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., April 13, 1881.

Gentlemen of the Senate:

I have received, approved and signed Senate Enrolled Bills Nos. 276 and 217, and have caused them to be filed in the office of the Secretary of State.

ALBERT G. PORTER, Governor.

Mr. Comstock moved to take up House Bill No. 124, relating to sales of personal and real property by infants, etc.

The ayes and nays being demanded by Messrs. Foster and Menzies, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Comstock, Davidson, Garrigus, Grubbs, Henry, Hutchinson, Kahlo, Kramer, Leeper, Lockridge, Rahm, Ristine, Sayre, Shaffer, Spann, Van Vorhis, Viehe, Wilson, Woods and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Davis, Foster, Hart, Hefron, Majors, Menzies, Traylor, Urmstan and Voyles. Nays, 11.

So the motion was agreed to.

Mr. Henry, from the committee thereon, made report on House Bill No. 124, relating to sales of personal and real property by infants, etc., recommending that the bill be amended.

Question, Shall the report be concurred in?

The ayes and nays being demanded by Messrs. Foster and Marvin, and vote taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Chapman, Comstock, Garrigus, Grubbs, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Spann, Urmstan, VanVorhis, Viehe, White, Wilson and Woods. Ayes, 28.

Those voting in the negative were:

Messrs. Benz, Brown, Compton, Davis, Foster, Graham, Hart, Majors, Marvin, Traylor, Voyles and Woollen. Nays, 12.

So report was concurred in.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the House has recalled House Bill No. 134 after it has been presented to the Governor, and has corrected the title of the same to read as follows:

An act to amend section 1 of an act entitled "An act to amend an act entitled an act authorizing the appointment of short-hand reporters for certain courts of record in this State, in counties containing a population of 70,000 or more, and prescribing the duties and compensation of such reporters," approved March 10, 1875, approved March 5, 1877.

And the Senate is requested to concur therein.

Mr. Henry moved the Senate concur in the House amendments to House Bill No. 134.

Which was adopted.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Foster, Garrigus, Grubbs, Hefron, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Owen, Poindexter, Rahm, Ristine, Spann, Urmstan, Van Vorhis, Viehe, Wilson, Woollen and Yancey. Ayes, 31.

Those voting in the negative were:

Messrs. Brown, Compton, Davis, Graham, Hart, Henry, Hostetter, Langdon, Majors, Marvin, Menzies, Sayre, Traylor, Voyles and White. Nays, 15.

So the bill passed.

Title adopted as read.

Mr. Menzies moved that Mr. Majors may take up H. B. No. 81. Which was adopted.

Mr. Majors moved that the constitutional rule be suspended, and bill read second time by title and third time by sections.

Question on roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Compton, Davis, Foster, Garrigus, Henry, Hostetter and Macartney. Nays, 6

Mr. Wilson moved to refer House Bill No. 232 to Messrs. Hefron, Garrigus and Yancey.

House Bill No. 81 read second time by title, committee report concurred in and bill read third time.

Question being on passage.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Chapman, Compton, Comstock, Davidson, Davis, Grubbs, Hart, Hefron, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, VanVorhis, White, Woods and Woollen. Ayes, 37.

Those who voted in the negative were:

Messrs. Bundy, Foster, Garrigus and Hostetter. Nays, 4.

So the bill passed.

Title adopted as read.

Mr. VanVorhis moved to take up House Bill No. 129, and read a third time.

Question being on passage.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Grubbs, Hart, Henry, Kahlo, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Rahm, Ristine, Spann, Traylor, Urmstan, VanVorhis, Wilson, Woods and Yancey. Ayes, 32.

Those who voted in the negative were:

Messrs. Brown, Garrigus, Hefron, Hutchinson and Voyles. Nays, 5.

So the bill passed.

Title adopted as read.

Mr. Chapman called up Senate Bill No. 289.

Which was read a third time.

Question being on the passage of the bill.

The roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Viehe, Voyles, Wilson, Woods and Yancey. Nays, 37.

So the bill passed.

Title adopted as read.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the report of the Conference Committee on House Bill No. 367, concerning criminal proceedings.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed House Bill No. 525: A bill to amend an act concerning limited partnerships.

Also, engrossed House Bill No. 307, to regulate the manufacture and sale of commercial fertilizers.

Also, engrossed House Bill No. 511, to amend section 18 of an act to authorize aid to the construction of railroads, etc.

And the same are hereby submitted to the Senate for its action thereon.

And the Speaker has signed the following bill, to wit:

Enrolled Act No. 212 of the Senate.

Mr. Langdon, from the Committee on Organization of Courts, to whom was referred Senate Bill No. 352, recommending the substitution of new matter, and when so amended it do pass.

Mr. Kahlo moved to take up House Bill No. 91.

Mr. Brown moved to lay on the table.

The ayes and nays were demanded by Messrs. Brown and Menzies, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Brown, Foster, Hart, Hefron, Kramer, Langdon, Marvin, Rahm, Urmstan and Wilson. Ayes, 11.

Those who voted in the negative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Henry, Hostetter, Kahlo, Lockridge, Macartney, Menzies, Owen, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 29.

So the motion was rejected.

Question on taking up House Bill 91.

Ayes and nays being demanded by Messrs. Brown and Foster, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Bundy, Comstock, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Lockridge,

Macartney, Major, Menzies, Owen, Ristine, Sayre, Shaffer, Spann, Traylor, VanVorhis, White, Woods, Woollen and Yancey. Ayes, 27.

Those voting in the negative were:

Messrs. Bell, Briscoe, Brown, Compton, Davidson, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Langdon, Marvin, Rahm, Urmstan, Voyles and Wilson. Nays, 17.

So the motion was rejected.

Mr. Traylor moved to take up H. B. No. 414, a bill to legalize the records of the Circuit and Common Pleas Courts of the State, suspend constitutional rule, bill be read first and second times by title only, and third time by sections.

Question being on motion to suspend the rules, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Nays, 41.

So the motion was adopted.

House Bill No. 414 read first and second times by title only, third time by sections.

Mr. Menzies moved to take up House Bill No. 224, suspend constitutional rule, bill be read second time by title.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Traylor, Urmstan, White, Wilson, Woods and Woollen. Ayes, 36.

No one voting in the negative.

So the motion was adopted.

House Bill No. 224, read second time, with committee report with amendments, and when so amended it do pass.

Which was concurred in.

Read third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Comstock, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Leeper, Lockridge, Macartney, Menzies, Owen, Rahm, Shaffer, Voyles, White and Yancey. Ayes, 21.

Those who voted in the negative were:

Messrs. Bell, Briscoe, Bundy, Chapman, Compton, Davidson, Hefron, Howard, Hutchinson, Majors, Marvin, Poindexter, Urmstan, Viehe, Wilson, Woods and Woollen. Nays, 17.

So the bill failed.

Mr. Grubbs moved House Bill No. 407 be read a second time.

Mr. Bell moved the Senate resolve itself into a committee of the whole, with Mr. Chapman in the chair.

After some time spent therein, the committee arose and reported progress, as follows:

MR. PRESIDENT:

The Senate, in Committee of the Whole, having had under consideration H. B. No. 224, have agreed to recommend that the bill be amended as recommended by the Committee of the Judiciary.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to House Bills Nos. 457 and 143.

Also, that the House has passed Senate Bill No. 177, a bill in relation to endowment fund of Purdue University.

And that the Speaker has signed the following act, to wit:

Enrolled Act 310, H. R.: An act to provide for the establishing of a department of geology and natural history in this State.

The Chair signed Senate Bill No. 212.

Mr. Langdon moved to amend the report of committee by striking out the words and figures "one hundred thousand dollars," in line 6, and the words "fifty thousand dollars," in lines 10 and 11, in section 4.

Mr. Comstock moved that when Senate adjourn it adjourn until 7:30 P. M., for the purpose of reading House Bill No. 225 and House Bill No. 147.

Which was adopted.

On motion, the Senate adjourned.

NIGHT SESSION.

WEDNESDAY, April 13, 1881.

The Senate reassembled at 7:30, with Mr. Henry in the Chair, who directed the reading of House Bill No. 225.

When the reading was completed, the Chair then directed the Clerk to read House Bill No. 147.

The Senate then adjourned.

THOMAS HANNA,
President of the Senate.

THURSDAY MORNING.

APRIL 14, 1881.

Senate assembled at 9:30 o'clock, with Lieutenant Governor Hanna in the Chair.

Prayer by Rev. Mr. Logan.

On motion of Mr. Henry, the reading of the Journal was dispensed with.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills would respectfully report that they have compared enrolled Senate Bill No. 351 with the engrossed bill of the same, and find it correct.

Which was concurred in.

Mr. Henry offered the following:

MR. PRESIDENT:

I move that the House of Representatives be requested to return to the Senate engrossed House Bill No. 271.

Adopted.

The following report was received from the Conference Committee:

MR. PRESIDENT:

The committee of conference of the two Houses on Senate amendments to House Bill No. 393, have had the same under consideration and recommend as follows: That the Senate do recede from its amendments to the following sections: 2, 13, 14, 15 and 28; to the second amendment to section 32; to the second and third amendments to section 33; to the second amendment to section 35; to the second amendment to section 36; to section 37; to all the amendments to section 38; to sections 40, 41, 42, 43 and 45; first

amendment to section 46; to sections 49, 50, 57, 65, 69, 70, 77, 86, 87, 93, 97, 98, 99, 100, 102, 107, 110, 117 and 126; to both amendments to section 141; to both amendments to section 142; to section 155; to section 179, with amendment to insert the word "twenty-five," in lieu of the word "fifty," in line 8; to the second amendment to section 180, with the amendments in line 11 to insert the words "to which may be added;" to the second amendment to section 181; to section 213; to section 215, with amendment to strike out the words "or calling attention to," in lines 10 and 11 of said section; to sections 260, 262, 263, 264, 265, 266, 267, 268, 269, 271, 272, 274, 276, 277, 278, 279, 282, 282½ and 282¾.

That the House do concur in Senate amendments to sections 4, 25, 26 and 27, the first amendment to section 29; to section 31; to the first and second amendments to section 32; to the first amendment to section 33; to all the amendments to section 34; in the first amendment to section 35; in the first amendment to section 36; in the fourth amendment to section 38; in all the amendments to section 39; in the new section 39½, with the following amendment thereto: Insert the word "unlawfully" after the word "enter," in line 3, and after the word "being," in line 8. In the second amendment to section 46; in the new section 56½, with the amendment inserting the word "unlawfully" after the word "shall," in lines 1 and 2; in sections 59 and 59½; in the first and second amendments to section 60; in sections 68½, 72, 78, 95, 111, 129, 154, 156, 157, 157½, 157¾, 158 and 163; the first amendment to section 180; the first amendment to section 181; sections, 188, 204, 211, 246, 253, 275, 287 and 290.

C. L. HENRY,
G. V. MENZIES,
Conferrees on part of Senate.

JOHN W. RYAN,
GEO. H. GIBSON,
Conferrees on part of House.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 437, concerning the publication of

the Revised Statutes of 1881, and has asked the appointment of a Conference Committee on the same, and the Speaker of the House has appointed upon said committee on the part of the House Messrs. Ryan and Buskirk.

I am further directed to inform the Senate that the House has refused to concur in the amendments of the Senate to House Bill No. 378, amending the act to repeal all general laws for the incorporation of cities and towns, and asks for the appointment of a Conference Committee on the same, and the Speaker of the House has appointed on said committee on the part of the House Messrs. Gibson and Gregory.

I am further directed to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 136, a bill for the relief of the State Board of Agriculture.

I am further directed to inform the Senate that the Speaker of the House of Representatives has signed the following bill, to wit:

Enrolled Act, H. R., No. 409.

And the same is herewith submitted to the Senate for the signature of the President thereof.

I am further directed to inform the Senate that the House has agreed to the report of the Conference Committee on House Bill No. 393.

MR. PRESIDENT:

I am directed by the House of Representatives, at the request of the Senate, to return to the Senate House Bill No. 271, and the same is herewith submitted.

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker of the House has signed Senate Bill No. 351, providing for the settlement and distribution of decedents' estates.

And the same is herewith returned to the Senate.

Mr. Henry moved that the constitutional rule be suspended, and that Senate Bill No. 379 be read a first and second time by title only, and a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 37.

No one voting in the negative.

So the motion was agreed to.

So Senate Bill No. 379, entitled an act concerning the loaning of the common school fund and the Congressional township school fund, was read a first and second time by title only and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Lockridge, Majors, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 38.

Those who voted in the negative were:

Messrs. Benz, Leeper and Marvin. Nays, 3.

So the bill passed.

Title adopted as read.

Mr. Brown moved that committees have the privilege of filing reports with Secretary of Senate.

Which was adopted.

Mr. Spann offered the following resolution:

Resolved, That the employes of the Senate shall be allowed the same per diem as the employes of the House.

Which was adopted.

The Lieutenant Governor called up House Bill No. 225, in relation to elections, contests, etc.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Comstock, Davidson, Foster, Garrigus, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Majors, Owen, Rahm, Ristine, Shaffer, Spann, VanVorhis, Viehe, Voyles, Woollen and Yancey. Ayes, 28.

Those who voted in the negative were:

Messrs. Bundy, Compton, Hart, Hefron, Leeper, Menzies, Poindexter, Sayre, Smith, Traylor, Urmstan, White, Wilson and Woods. Nays, 14.

So the bill passed.

Title adopted as read.

Also House Bill No. 147, relating to reclaiming of wet lands, etc., was called up.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Compton, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Poindexter, Rahm, Shaffer, Spann, VanVorhis, Voyles, White, Wilson and Woods. Ayes, 28.

Those voting in the negative were:

Messrs. Benz, Briscoe, Bundy, Davis, Foster, Hutchinson, Langdon, Marvin, Menzies, Sayre, Smith, Urmstan. Ayes, 12.

So the bill passed.

Title adopted as read.

Mr. Sayre, from the Committee on Inspection of the Journal, made the following report:

MR. PRESIDENT:

Your committee to whom was referred Senate Journal (Special

Session) for Wednesday, April 13, 1881, have examined the same and found it correct.

Which was concurred in.

Mr. Comstock moved that the vote by which House Bill No. 271 passed the Senate be reconsidered.

Which was adopted.

Mr. Comstock amended House Bill No. 271 by consent.

Question being, Shall the bill pass?

Roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White and Woods. Ayes, 39.

No one voting in the negative.

So the bill passed.

Title adopted as read.

The Chair announced House Bill No. 407 to be the order.

Mr. Comstock moved to adhere to amendments to House Bill No. 378, and asked the appointment of a conference committee.

Which was adopted.

The Chair appointed Messrs. Comstock and Hutchinson as such committee.

Mr. Chapman moved to suspend constitutional rule, read No. 489 a second time by title and third time by sections.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, White and Woods. Ayes, 41.

No one voting in the negative.

So the motion was agreed to.

So House Bill No. 489, concerning fees and salaries, amends section 34 of act of March 31, 1879, etc., was read a second time by title only and a third time by sections.

Question being, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Kramer, Langdon, Lockridge, Macartney, Majors, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 39.

Those who voted in the negative were:

Messrs. Bell, Leeper and Marvin. Nays, 3.

So the bill passed.

Title adopted as read.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined Senate Enrolled Bill No. 177, and report it correctly enrolled.

Which was concurred in.

Mr. Davidson moved to suspend constitutional rule, that House Bill No. 283 be read a second time by title only, a third time by sections, and put upon its passage.

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Graham, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindex-

ter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Woods, Woollen and Yancey. Ayes, 40.

No one voting in the negative.

So the motion was adopted.

So House Bill No. 283, relating to legalizing acts of town of Argos, etc., was taken up and read a second time by title only, and a third time by sections.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Hart, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, VanVorhis, White, Woods and Woollen. Ayes, 40.

Mr. Urmstan voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Bell, from Judiciary Committee, reported in favor of resolution authorizing continuation of Brevier Legislative Reports.

Goes on file under the rule.

Mr. Graham moved to suspend constitutional rule, H. B. No. 309, relating to fees and salaries, etc., be read first and second times by title, third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 42.

No one voting in the negative.

So the motion was agreed to.

H. B. No. 307, relating to commercial fertilizers, etc.

Read first and second times by title only, third time by sections.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, VanVorhis, Voyles, White, Woods, Woollen and Yancey. Ayes, 44.

No one voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Brown, from Judiciary Committee, report on H. B. No. 199, recommended bill be indefinitely postponed.

Mr. Brown, from Committee on Judiciary, to whom was referred H. B. No. 192, recommend bill do lie upon the table.

Mr. Brown, from the Committee on Railroads, to whom was referred Senate Bill No. 308, recommend that bill lie on the table.

Mr. Urmstan moved to suspend constitutional rule, that the bill be read second time by title and third time by sections, H. B. No. 205, relating to insanity inquests.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Wilson, Wood, Woollen and Yancey. Ayes, 42.

Messrs. Langdon and VanVorhis voting in the negative.

So the motion was adopted.

House Bill No. 205, relating to insanity, read second time with majority and minority reports thereon.

Mr. VanVorhis moved that the minority report be substituted.

The ayes and nays were demanded by Messrs. Hefron and Urmstan, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Spann, VanVorhis and Yancey. Ayes, 14.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hefron, Hutchinson, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Spann, Traylor, Urmstan, Voyles, White, Wilson, Woods and Woollen. Nays, 29.

So the motion was rejected.

The majority report was adopted.

The Chair announced his signature to House Bills Nos. 310 and 400.

House Bill No. 205 was read a third time.

Question being, Shall the bill pass?

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Briscoe, Brown, Chapman, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Traylor, Urmstan, Voyles, White, Wilson, Woods and Woollen. Ayes, 30.

Those who voted in the negative were:

Messrs. Bischowsky, Bundy, Comstock, Garrigus, Graham, Grubbs, Henry, Lockridge, Macartney, Sayre, Smith, Spann, VanVorhis and Yancey. Nays, 14.

So the bill passed.

Title adopted as read.

The following message was received from the House of Representatives, by the Clerk thereof.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed Senate Bill No. 325, with House amendments, and the same is herewith returned to the Senate.

Mr. Comstock, from the Conference Committee upon House Bill No. 378, made the following report:

MR. PRESIDENT:

The Committee of Conference upon House Bill No. 378, entitled a bill to amend an act entitled "An act to repeal all general laws now in force for the incorporation of cities," have had the same under consideration and report that they recommend that the Senate do recede from so much of its amendments as is embraced in the following words, in section 2, page 5, line 5: "eighty-five," and that there be inserted in said section in lieu thereof the following, to wit: "fifty."

Which was concurred in.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled act, to wit:

Senate Enrolled Act No. 177: An act in relation to the endowment fund of Purdue University, and providing for a reinvestment.

Mr. Langdon moved the Senate adhere to the amendment to House Bill No. 437, and asked a conference committee.

The Chair appointed Messrs. Langdon and Compton.

Mr. Benz's House amendments to Senate Bill No. 72 were concurred in.

Mr. Garrigus called up House Bill No. 486, relating to grand and petit juries, etc.

Which was read a third time.

Question being, Shall the bill pass?

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Chapman, Comstock, Garrigus, Grubbs, Henry, Hutchinson, Kahlo, Langdon, Lockridge, Macartney, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Voyles, White, Wilson and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Bell, Brown, Bundy, Davis, Graham, Hart, Hefron, Hostetter, Howard, Kramer, Traylor, Urmstan, Woods and Woollen. Nays, 14.

So the motion was adopted.

Mr. Briscoe moved that the constitutional rule be suspended, and that House Bill No. 525 be read a first and second times by title only, a third time by sections and put upon its passage.

The ayes and nays being ordered, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, White, Wilson, Woods, Woollen and Yancey. Ayes, 43.

Mr. Bell voting in the negative.

So the motion was adopted.

House Bill No. 525, relating to limited partnerships, etc., was read first and second times by title and third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Kramer,

Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 42.

Those voting in the negative were:

Messrs. Bundy and Spann. Nays, 2.

So the bill passed.

Title adopted as read.

On motion of Mr. Brown, H. B. No. 224 was voted on again. Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Grubbs, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Majors, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, White, Woollen and Yancey. Ayes, 32.

Those voting in the negative were:

Messrs. Compton, Foster, Hart, Hefron, Howard, Hutchinson, Macartney, Marvin, Traylor, Urmstan, Viehe and Woods. Nays, 12.

So the bill passed.

Title adopted as amended.

Mr. Chapman moved to take up House message on Senate Bill No. 325.

The ayes and nays being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis and White. Ayes, 18.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Hostetter, Howard, Hutchinson, Kramer, Leeper, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm,

Spann, Traylor, Urmstan, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 30.

So the motion was rejected.

On motion, Senate adjourned to meet at 1:30 o'clock P. M.

AFTERNOON SESSION.

THURSDAY, April 14, 1881.

Senate reassembled at 1:30 o'clock, Lieutenant Governor Hanna in the chair.

On motion Mr. Ristine, all claims go to Committee on Finance.

Mr. Smith, from Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined enrolled act of the Senate No. 16, and reports the same correctly enrolled.

Which was concurred in.

Mr. Chapman called H. B. No. 325 and moved House concur in amendments; that motion stand until 2:30 o'clock.

Which was adopted.

Mr. Bischowsky moved to suspend the constitutional rule and House Bill No. 241, relating to municipal taxes, etc., be read first and second times by title.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Marvin, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Viehe, Voyles, White, Wilson, Woollen and Yancey. Ayes, 34.

So the motion was agreed to.

House Bill No. 241 read a first and second time.

Mr. Bell offered the following amendment to H. B. No. 241.

Amend section 2 by adding: *Provided further*, That nothing herein contained shall be held or construed to prevent cities from exercising their discretion as to making assessments by City Assessors instead of County Assessors.

Which was adopted.

Amendments considered engrossed.

Roll being called on passage of bill No. 241, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Grubbs, Henry, Hutchinson, Kramer, Leeper, Lockridge, Macartney, Majors, Poindexter, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, Urmstan, Voyles, White, Woollen and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Bell, Foster, Garrigus, Hart, VanVorhis, Viehe and Wilson. Nays, 6.

So the bill passed.

Title adopted as read.

Mr. Traylor called up House Bill No. 414, legalizing the records of the Circuit Court and Common Pleas Courts of the State, etc., heretofore read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Henry, Hostetter, Howard, Hutchinson, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Van Vorhis, Viehe, White, Woods, Woollen and Yancey. Ayes, 40.

Those who voted in the negative were:

Messrs. Hart, Menzies and Voyles. Nays, 3.

So the bill passed.

Title adopted as read.

Mr. Grubbs moved to take up House Bill No. 407.

Question being on Mr. Langdon's amendment.

The ayes and nays were ordered by Messrs. Langdon and Poindexter, and roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Hart, Keyser, Kramer, Langdon, Leeper, Menzies, Owen, Poindexter, Sayre, Traylor, Voyles, White, Wilson and Woollen. Ayes, 16.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Lockridge, Macartney, Majors, Marvin, Rahm, Ristine, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe and Woods. Nays, 31.

So the amendment was rejected.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill, to wit:

Engrossed Senate Bill No. 281: A bill to amend section 2 of an act entitled "An act authorizing the acquisition of Green River Island, or to locate the true boundry line at said island."

Also, that the Speaker has signed the following enrolled act, to wit:

Enrolled Senate Act No. 16: To amend an act for the incorporation of cities and towns.

Report of Committee on the Whole was concurred in.

Amendments ordered engrossed.

House Bill No. 407 read third time.

The roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Compton, Com-

stock, Davis, Davidson, Foster, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Macartney, Marvin, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, VanVorhis, Viehe, Woods and Yancey. Ayes, 28.

Those voting in the negative were:

Messrs. Benz, Briscoe, Brown, Hart, Hefron, Howard, Kramer, Majors, Menzies, Owen, Poindexter, Traylor, Urmstan, Voyles, White, Wilson and Woollen. Nays, 17.

So the bill passed.

Title adopted as read.

Chair announced his signature to Senate Bills Nos. 16 and 177.

Mr. Bundy moved to suspend constitutional rule, H. B. 469, relating to town of Spiceland, to legalize the election of the Board of Trustees, etc., and read first and second time by title, third by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Menzies, Owen, Rahm, Ristine, Shaffer, Spann, Traylor, VanVorhis, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Benz, Macartney, Majors, Marvin, Sayre, Shaffer, Smith, Urmstan, Viehe and Voyles. Nays, 9.

So the motion was adopted.

House Bill No. 469 was read a first and second time by title and a third time by sections.

Roll being called on passage, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Hostetter, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Sayre, Shaffer, Smith, Spann,

Traylor, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 44.

Mr. Urmstan voting in the negative.

So the bill passed.

Title adopted as read.

Mr. Yancey, from special committee, to whom was referred House Bill No. 232, made report.

Mr. Chapman called up his motion to take up H. B. No. 325.

Mr. Brown moved to amend the motion of Mr. Chapman, that the Senate refuse to concur in the amendments of the House of Representatives to Senate Bill No. 325, and ask the appointment of a conference committee.

Mr. Menzies moved for a division of the question, and that the Senate concur in all the House amendments to Senate Bill No. 325 to the emergency clause in the original bill, from section 1 to 453.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

The Conference Committee on House Bill No. 437, having failed to agree, and recommended the appointment of a new committee, consisting of three from each House, I am instructed to inform the Senate that the House has appointed Messrs. Carter, Gregory and Cole on said committee.

The following message was received from the House by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to House Bills No. 271, 311, 124, 486, 225 and 147.

I am further directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 246, giving city councils in certain cases the right to construct and maintain sewers or drains, etc.

Engrossed Senate Bill No. 326: An act for making a contract

with the city of Indianapolis for the construction of a certain sewer named therein.

And said bills are herewith returned to Senate.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined Senate Bill (enrolled) No. 73, and report the same correctly enrolled.

Which was concurred in.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker has signed Enrolled Senate Act No. 73: An act to amend an act in relation to weights and measures.

And the House has passed the following bills, to wit:

Engrossed Senate Bill No. 75: To enable owners of wet lands to drain the same.

Engrossed House Bill No. 531: A bill fixing the meetings of the County Board of Equalization after the present year.

Mr. Compton, from Conference Committee, made the following report:

MR. PRESIDENT:

The undersigned committee on conference, to whom was referred House Bill No. 437, beg leave to report that said committee can not agree, and recommend the appointment of another committee of three.

B. W. LANGDON,
J. M. COMPTON.

Which was concurred in.

The Lieutenant Governor appointed on the new committee Messrs. VanVorhis, Grubbs and Woods, on the part of the Senate.

The following message was received from the House of Representatives by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker has signed the following enrolled act, to wit:

Enrolled Act, House of Representatives, No. 479: An act for the relief of Lawrence S. Schuler and Thos. N. Jones.

And that the House has passed the following bills, to wit:

Engrossed House Bill No. 421: To enable boards of commissioners in certain cases to make appropriations for the relief of grand jurors.

Engrossed House Bill No. 424: To amend section 3 of an act to incorporate the town of Vernon.

Engrossed Senate Bill No. 379: A bill for an act concerning the loaning of the common school and other funds.

Engrossed Senate Bill No. 306: An act concerning the Richmond and Liberty Turnpike Company.

Engrossed Senate Bill No. 373: Authorizing trustees for State hospital to authorize construction of street railway.

Engrossed Senate Bill No. 370: Legalizing the acts and ordinances of Kirklin corporation.

Engrossed House Bill No. 439: Making specific appropriations.

And the same are herewith submitted to the Senate.

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Act, H. R., No. 525: An act to amend sections 1 and 7 of an act entitled "An act to authorize the formation of limited partnerships."

Enrolled Act, H. R , No. 205: An act regulating insanity, etc.

The Chair announced his signature to Senate Bill No. 73.

Mr. Owen moved that when Senate adjourns that it stand adjourned until 8 o'clock P. M.

Mr. Brown demanded a call of the Senate, and the following Senators answered to their names:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Henry, Hefron, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter,

Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods, Woollen and Yancey. Total, 49, answering to their names.

Vote was taken on all House amendments to bill except fees and salaries, and 394½ and the emergency clause.

Ayes and nays were demanded by Messrs. Hefron and Chapman, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 47.

Those voting in the negative were:

Messrs. Traylor and Wilson. Nays, 2.

So House amendments to bill except fees and salaries, section 394½ and emergency clause was concurred in.

Mr. Henry demanded division.

House amendments on emergency clause rejected.

Question being on House amendments to fee and salary bill.

The ayes and nays were demanded by Messrs. Owen and Brown, and roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Owen, Ristine, Sayre, Shaffer, Smith, VanVorhis and White. Ayes, 20.

Those voting in the negative were:

Messrs. Bell, Benz, Briscoe, Brown, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Hutchinson, Kramer, Leeper, Macartney, Majors, Marvin, Menzies, Poindexter, Rahm, Spann, Traylor, Urmstan, Viehe, Voyles, Wilson, Woods, Woollen and Yancey. Nays, 29.

So fees and salaries amendment was lost.

House amendment to section 394½.

The ayes and nays being demanded by Messrs. Bell and Van Vorhis, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Davidson, Davis, Foster, Hefron, Henry, Howard, Kramer, Majors, Marvin, Menzies, Owen, Rahm, Sayre, Shaffer, Smith, Traylor and Woods. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Hostetter, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Poindexter, Ristine, Urmstan, VanVorhis, Viehe, White, Wilson, Woollen and Yancey. Nays, 27.

So the House amendment was rejected.

Mr. Brown moved that the Senate appoint a conference committee.

The Chair appointed Messrs. Brown and Sayre as such committee.

Mr. Hart called up House amendments to House Bill No. 281.

Which was concurred in.

The Chair announced that he had signed House Bills Nos. 205, 525 and 479.

Senate adjourned until 8 o'clock P. M.

NIGHT SESSION.

THURSDAY, April 14, 1881.

Senate reassembled at 8 o'clock, Lieutenant Governor Hanna in the chair.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills has examined Enrolled Senate Act No. 246, and report it correctly enrolled.

Which was concurred in.

The Lieutenant Governor announced the question as being on the passage of House Bill No. 91, concerning emigration.

Mr. Menzies moved to recommit the bill to a special committee of two, with instructions to insert after the word "that," in line 4 of section 1, the words "natural persons who are."

Which was agreed to.

The Chair appointed on said committee Messrs. Menzies and Comstock.

Mr. Comstock, from Conference Committee, to whom was referred House Bill No. 219, entitled, a bill concerning husband and wife, have had the same under consideration, and make the following recommendations:

That the Senate recedes from its amendments, and let the engrossed House Bill be amended as follows: section 1st to read as follows:

That the legal disabilities of married women to make contracts are hereby abolished, except as herein otherwise provided. Strike out sections 2 and 3. Amend section 4 by striking from page 2, lines 12 and 13, the words "bequeath and devise;" and in line 12 insert the word "and" after the word "exchange;" also, in same section, page 3, strike out all after the word "estate," in line 7, and insert "nor shall she convey or mortgage the same unless her husband join in such contract, conveyance or mortgage: *Provided, however,* that she shall be bound by an *estoppel in pais* like any other person." Strike out sections 7, 8 and 9, and insert instead the following: Married women, without reference to their age, shall be liable for torts committed by them, and action may be prosecuted against them for torts committed as if married, and husbands shall not be liable for the contracts or torts of their wives. Amend section 12 by striking out the words "knowledge or," in lines 2 and 3, page 2. Amend section 13 by inserting before the word "householder," in line 3, the words "of this State whether a," and after the word "householder" the words "or not," and strike out the words "of this State," in line 3, and the word "other" before the word "householders," in line 5, page 2. Strike out section 14. Strike out section 15, and insert instead the following: In all marriages hereafter contracted, the husband shall be liable for the debts and liabilities of the wife contracted before marriage to the extent of the personal property he may receive with or through her or

derived from the sale or rent of her land, and no further. Strike out section 16. Strike out all of section 17 preceding line 2, page 3, and insert the following: A married woman may obtain provision for the support of herself and the infant children of herself and husband in her custody in any of the following cases. Amend section 24 by striking out "and," in line 3, and insert "or" instead. Strike out section 25. Amend section 21 by striking out the words "or consummate," in lines 5 and 6.

D. W. COMSTOCK,
G. V. MENZIES,
Conferrees on part of Senate.

WM. D. FRAZER,
SAMUEL C. KERR,
Conferrees on part of House.

On motion of Mr. Shaffer, House Bill No. 140, authorizing the election of women to school offices, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Briscoe, Brown, Bundy, Chapman, Compton, Davis, Garrigus, Grubbs, Hart, Henry, Hostetter, Hutchinson, Kahlo, Langdon, Lockridge, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Urmstan, VanVorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Bell, Davidson, Hefron, Howard, Kramer, Leeper and Majors. Nays, 7.

So the bill passed.

Title adopted as read.

On motion of Mr. Compton, House Bill No. 520, amending sections 2 and 3 of act of March 4, 1873, concerning taxation of bank stock, etc., was taken up and read a third time.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Garrigus, Grubbs, Hart, Hostetter, Howard, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, Van Vorhis, Viehe, Voyles, White, Wilson, Woods and Yancey. Ayes, 42.

Those who voted in the negative were:

Messrs. Bell and Hefron. Nays, 2.

So the bill passed.

Title adopted as read.

Mr. Comstock, from special committee, reported on House Bill No. 91, that the same had been amended as instructed by the Senate.

Which was concurred in.

Question, Shall the bill pass?

The ayes and nays being ordered and taken, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Briscoe, Bundy, Chapman, Comstock, Davidson, Davis, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Major, Menzies, Owen, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, White, Woollen and Yancey. Ayes, 30.

Those voting in the negative were:

Messrs. Bell, Compton, Foster, Hart, Hefron, Kramer, Leeper, Marvin, Poindexter, Rahm, Urmstan, Viehe, Voyles and Wilson. Nays, 13.

So the bill passed.

Title adopted as read.

The following message was received from the House by the Clerk thereof.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills to wit:

Engrossed Senate Bill No. 199: A bill to amend an act for the uniform assessment of property and the collection and return of taxes thereon.

Engrossed House Bill No. 444: A bill to legalize the incorporation of the town of Silver Lake.

And that the House has concurred in the amendments of the Senate to House Bill No. 407, a bill in relation to the new State-House.

I am also directed to inform the Senate that the Speaker of the House has signed the following enrolled acts, to wit:

Enrolled Act, H. R., No. 241: An act in relation to the collection of municipal taxes.

Enrolled Act, H. R., No. 136: An act for the relief of the State Board of Agriculture.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 142: A bill in relation to the adoption of heirs.

Engrossed Senate Bill No. 149: A bill to amend an act entitled "An act for the organization of savings banks."

Engrossed Senate Bill No. 183: A bill for the issuing of ordnance stores.

Engrossed Senate Bill No. 97: A bill to appropriate real estate for school purposes.

Engrossed Senate Bill No. 132: To appropriate $6,000 to remove a sand-bar in the Calumet River.

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the following enrolled acts, to wit:

Enrolled Senate Acts Nos. 246, 306 and 326.

Enrolled House Bills Nos. 414, 129, 469, 422, 224, 283, 81, 457 and 143.

And the same are herewith submitted to the Senate for the signature of the President thereof.

Mr. Menzies moved to take up House Bill No. 487.

Mr. Spann moved to substitute House Bill No. 434.

The ayes and nays being demanded by Messrs. Menzies and Spann, and vote taken, resulted as follows:

Those who voted in the affirmative were:

Messrs. Brown, Bundy, Chapman, Comstock, Davis, Garrigus, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Marvin, Owen, Ristine, Shaffer, Spann, VanVorhis, White and Yancey. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Compton, Davidson, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Leeper, Majors, Menzies, Rahm, Smith, Traylor, Urmstan, Viehe Voyles and Woods. Nays, 22.

So the motion was rejected.

Mr. Smith, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

Your Committee on Enrolled Bills, have examined enrolled act of the Senate No. 326, and found it to be correctly enrolled.

Which was concurred in.

The Chair announced that he had signed enrolled House Acts Nos. 136 and 241.

Mr. VanVorhis, from Conference Committee, made the following report:

MR. PRESIDENT:

Your Conference Committee, to whom was referred House Bill No. 437, with Senate amendments, report that they have had the same under consideration, and a majority of committee recommend that the House concur in Senate amendments.

Which was concurred in.

Mr. Langdon moved substitute Senate Bill No. 352.

Ayes and nays were demanded by Messrs. Langdon and Menzies.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Comstock, Garrigus, Grubbs, Kahlo, Langdon, Lockridge, Macartney, Owen, Shaffer, VanVorhis, White, Wilson and Yancey. Ayes, 14.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, Viehe, Voyles, Woods and Woollen. Nays, 29.

So the motion was rejected, and motion to take up H. B. 487 was adopted.

Mr. Grubbs moved to postpone until 11:30 P. M.

Mr. Menzies moved to lay on the table.

Ayes and nays were demanded by Messrs. Menzies and Bell, roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Langdon, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 32.

Those who voted in the negative were:

Messrs. Briscoe, Chapman, Comstock, Garrigus, Grubbs, Hostetter, Lockridge, Macartney, Owen, Shaffer, VanVorhis, White and Wilson. Nays, 13.

So the motion to postpone was adopted.

Mr. Langdon moved to indefinitely postpone.

Messrs. Menzies and Bell demanded the ayes and nays, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Chapman, Comstock, Garrigus, Grubbs, Hostetter, Kahlo, Langdon, Lockridge, Macartney, Owen, Shaffer, Spann, VanVorhis, White and Wilson. Ayes, 15.

Those voting in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Comptom, Davidson, Davis, Foster, Hefron, Henry, Howard, Hutchinson, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Smith, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Nays, 28.

So the motion to indefinitely postpone was lost.

Mr. Chapman moved to recommit.

Mr. Menzies moved to lay on the table.

The ayes and nays were demanded by Messrs. Menzies and Bell, and roll being called resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Hostetter, Howard, Hutchinson, Kramer, Leeper, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Smith, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Grubbs, Kahlo, Langdon, Lockridge, Macartney, Owen, Spann, VanVorhis, White and Wilson. Nays, 13.

So the motion to lay on the table was adopted.

House Bill No. 487, relating to Supreme Court.

Read second time, with committee report recommending certain amendments, and when so amended it do pass.

Mr. Comstock moved to amend the report of the committee by striking out all after the enacting clause and substitute new matter in lieu thereof.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,
INDIANAPOLIS, IND., April 14, 1881.

Gentlemen of the Senate:

I have received, approved and signed, Senate Enrolled Bills No. 351, 16 and 177, and have filed them in the office of the Secretary of State.

ALBERT G. PORTER,
Governor.

Mr. Smith, from the Committee on Enrolled Bills, reported on Senate Bill No. 306, and have found it correct.

Concurred in.

The following message was received from the House of Representatives, by the Clerk thereof:

MR. PRESIDENT:

I am directed to inform the Senate that the House has passed the following bills to-wit:

Senate Bill No. 377 and Senate Bill No. 151.

And that the Speaker has signed Enrolled House Bill No. 367.

MR. PRESIDENT:

I am directed to inform the Senate that the House has concurred in the report of the conference committee on House Bill No. 219.

Also, that the House has concurred in the report of the conference committee on House Bill No. 437.

And that the House has concurred in the Senate amendments to House Bill No. 520.

MR. PRESIDENT:

I am directed by the Speaker of the House of Representatives to inform the Senate that he has signed the enrolled Acts, Senate, No. 379, and House No. 437.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has agreed to the request of the Senate for a conference committee on Senate Bill No. 325.

And the House has appointed Messrs. Meredith and Edwins on said committee.

Mr. Smith, from the Committee on Enrolled Bills, reported that the committee have examined Enrolled Senate Act No. 379, and report it correctly copied.

Which was concurred in.

The Chair announced that he had signed Enrolled Senate Acts Nos. 246, 306 and 326, and Enrolled House Acts Nos. 457, 143, 81, 283, 414, 469, 422, 224 and 367.

Mr. Menzies moved previous question.

Seconded.

Main question ordered, Shall substitute be adopted?

Ayes and nays were demanded by Messrs. Yancey and Menzies.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Briscoe, Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Owen, Shaffer, VanVorhis, and Wilson. Ayes, 14.

Those who voted in the negative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 32.

So the substitute was rejected.

Question being on report of committee.

Ayes and nays were demanded by Messrs. Owen and Comstock, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, VanVorhis, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 37.

Those who voted in the negative were:

Messrs. Briscoe, Comstock, Garrigus, Graham, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Owen, Shaffer and Wilson. Nays, 12.

So the report was concurred in.

Mr. Chapman moved to take up House Bill No. 439.

Ayes and nays were demanded by Messrs. Chapman and Grubbs, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Briscoe, Brown, Chapman, Comstock, Davidson, Garrigus, Graham, Grubbs, Hostetter, Langdon, Macartney, Marvin, Owen, Poindexter, Rahm, Ristine, Shaffer, Traylor, VanVorhis, Wilson and Woods. Ayes, 22.

Those who voted in the negative were:

Messrs. Bell, Benz, Bundy, Compton, Davis, Foster, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Majors, Menzies, Sayre, Smith, Spann, Urmstan, Viehe, Voyles, White, Woollen and Yancey. Nays, 26.

So the motion was rejected.

Mr. Menzies moved the constitutional rules be suspended, Senate amendment considered engrossed, and read a third time.

Previous question.

The ayes and nays being demanded by Messrs. Wilson and Graham, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Foster, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Langdon, Macartney, Owen, VanVorhis, White and Wilson. Nays, 12.

So the demand for previous question was seconded.

Question being, Shall the main question be put?

The ayes and nays were demanded by Messrs. Wilson and Graham, and roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor,

Urmstan, Viehe, Voyles, White, Woods, Woollen and Yancey. Ayes, 36.

Those who voted in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Owen, VanVorhis and Wilson. Nays, 12.

So the main question was ordered.

Mr. Smith, from the Committee on Enrolled Bills, to whom was referred Enrolled Bills Nos. 280, 370, 371 and 149, report them correct.

Which was concurred in.

Question being on suspension of constitutional rule.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, Woods, Woollen and Yancey. Ayes, 35.

Those voting in the negative were:

Messrs. Chapman, Comstock, Garrigus, Graham, Grubbs, Hostetter, Langdon, Lockridge, Macartney, Owen, VanVorhis, White and Wilson. Nays, 13.

So the motion was agreed to.

The Chair announced his signature to House Bill No. 437.

House Bill No. 487 was read a third time.

Question being on passage of the bill.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Compton, Davidson, Davis, Foster, Hart, Hefron, Henry, Howard, Hutchinson, Kahlo, Kramer, Leeper, Majors, Marvin, Menzies, Poindexter, Rahm, Ristine, Sayre, Smith, Spann, Traylor, Urmstan, Viehe, Voyles, White, Woods, Woollen and Yancey. Nays, 34.

Those voting in the negative were:

Messrs. Briscoe, Chapman, Comstock, Garrigus, Graham, Grubbs, Langdon, Lockridge, Macartney, Owen, Shaffer, VanVorhis and Wilson. Nays, 12.

So the bill passed.

Title adopted as read.

Mr. Woods moved to take up House Bill No. 150, concerning enclosures, trespassing, etc.

Mr. Bundy moved to amend by taking up House Bill No. 439.

The ayes and nays were demanded by Messrs. Woods and Hutchinson, and roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Brown, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Grahm, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Langdon, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, VanVorhis, Voyles, White, Wilson, Woollen and Yancey. Ayes, 39.

Those voting in the negative were:

Messrs. Briscoe, Compton, Hart, Howard, Hutchinson, Kramer, Leeper, Viehe and Woods. Nays, 10.

So the motion was adopted.

The Chair announced his signature to Senate Bill No. 379.

Mr. Brown moved to suspend the constitutional rule, and House Bill No. 439 be read a first and second time by title and a third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Briscoe, Brown, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Graham, Grubbs, Hefron, Henry, Hostetter, Kahlo, Keyser, Kramer, Lockridge, Majors, Marvin, Menzies, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 37.

Those voting in the negative were:

Messrs. Benz, Compton, Garrigus, Howard, Hutchinson, Leeper, Macartney, Poindexter and Viehe. Nays, 8.

So the motion was adopted.

House Bill No. 439 read a first and second times by title.

Mr. Bell moved to reconsider the vote whereby the Senate concurred in the report of Conference Committee on House Bill No. 378, and that the bill and report be recommitted to the committee.

Which was adopted.

Mr. Wilson, from Committee on Enrolled Bills, made the following report:

MR. PRESIDENT:

The Committee on Enrolled Bills having examined enrolled Senate Bill No. 97, and compared the same with the engrossed bill do find the same to be correctly enrolled.

Which was concurred in.

Mr. Smith, from Committee on Enrolled Bills, to whom was referred Senate Enrolled Act No. 132, report that it is correct.

Which was concurred in.

The following message was received from the House of Representatives, by the Clerk thereof:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has concurred in the amendments of the Senate to House Bill No. 91.

Also that the House has passed Senate Bill No. 81.

And that the Speaker has signed Enrolled House Acts Nos. 307, 140, 489 and 124.

Also Senate Acts Nos. 373, 281, 149 and 370.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bill to-wit:

Engrossed Senate Bill No. 355.

Also that the Speaker has signed Enrolled Senate Acts Nos. 132, 183, 97 and 142.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 274.

Engrossed Senate Bill No. 209.

MR. PRESIDENT:

I am directed to inform the Senate that the Speaker has signed enrolled House Bill No. 487.

MR. PRESIDENT:

I am directed to inform the Senate that the House has passed the following bills, to wit:

Engrossed Senate Bill No. 162.

Engrossed Senate Bill No. 52.

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following bill, to wit:

Enrolled Act, H. R., No. 520.

Mr. Kramer moved to strike out all that refers to office expenses in the first section of the bill.

Which was rejected.

Mr. Ristine's House amendments to Senate Bill No. 199 were concurred in.

Mr. Woollen moved that the vote by which Mr. Kramer's amendment was rejected, be reconsidered.

The ayes and nays were demanded by Messrs. Woollen and Kramer, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Compton, Davidson, Davis, Foster, Hart, Hefron, Howard, Keyser, Kramer, Majors, Rahm, Viehe, Wilson, Woods and Woollen. Ayes, 16.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Comstock, Garrigus,

Grubbs, Henry, Hutchinson, Kahlo, Langdon, Lockridge, Macartney, Marvin, Owen, Poindexter, Ristine, Shaffer, Smith, Van Vorhis, White and Yancey. Nays, 22.

So the motion was rejected.

Mr. Hefron offered the following:

For the salaries of the Trustees of the Reformatory for Women and Girls and Female Prison, the sum of one hundred and forty each, in addition to the amount now allowed by law.

Which was rejected.

Mr. Comstock, from Conference Committee on H. B. No. 378, presented the following report:

MR. PRESIDENT:

Your Committee on Conference on H. B. No. 378, have had the same under consideration, and recommend that the Senate do recede from the following words in section 2 of the Senate amendments, to wit: "Back to the alley in the rear or side against the several owners of each part thereof and where there is no alley then;" and further recommend that the words "eighty-five" be stricken out and the word "fifty" inserted therein in place thereof in line 5, section 2.

Which was concurred in.

Mr. Kramer moved to strike out the item relating to the salary of the Governor's Secretary.

Ayes and nays being ordered by Messrs. Woollen and Kramer, vote being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Compton, Davis, Foster, Garrigus, Hart, Hefron, Howard, Keyser, Kramer, Majors, Poindexter, Rahm, Urmstan, VanVorhis, Voyles, Wilson, Woods and Woollen. Ayes, 20.

Those who voted in the negative were:

Messrs. Bell, Bundy, Chapman, Comstock, Davidson, Graham, Grubbs, Hutchinson, Kahlo, Lockridge, Macartney, Ristine, Shaffer, Spann, White and Yancey. Nays, 17.

So the motion was adopted.

Mr. Yancey moved to strike out section 6 of the bill.

Ayes and nays were demanded by Messrs. Woollen and Foster.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Compton, Comstock, Davidson, Davis, Foster, Garrigus, Grubbs, Hart, Henry, Howard, Kahlo, Keyser, Kramer, Langdon, Lockridge, Macartney, Majors, Marvin, Owen, Rahm, Ristine, Smith, Spann, Traylor, Urmstan, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 34.

Those voting in the negative were:

Messrs. Bell, Benz, Hefron, Hutchinson, Poindexter, Shaffer and Woods. Nays, 7.

So the amendment was adopted.

The Chair announced his signature to Senate Enrolled Acts Nos. 142, 97, 183, 132, 149, 373, 281, 370; House Bills Nos. 489, 307 and 140.

Mr. VanVorhis moved to reconsider vote by which the two items relating to Governor's office messenger and clerk were stricken out.

Ayes and nays were demanded by Messrs. Kramer and Wilson.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Foster, Garrigus, Grubbs, Hefron, Kahlo, Keyser, Langdon, Lockridge, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Smith, Spann, Traylor, VanVorhis and Woods. Ayes, 23.

Those voting in the negative were:

Messrs. Benz, Compton, Comstock, Davidson, Hart, Howard, Kramer, Macartney, Majors, Poindexter, Wilson and Woollen. Nays, 12.

So the motion was adopted.

Question recurring on the amendment of Mr. Kramer.

The ayes and nays were demanded by Messrs. Woollen and Kramer, and roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Briscoe, Compton, Foster, Hart, Howard, Keyser, Kramer, Majors, Poindexter, Rahm, Viehe, Voyles, Wilson and Woollen. Ayes, 14.

Those who voted in the negative were:

Messrs. Bell, Bischowsky, Bundy, Chapman, Comstock, Davidson, Foster, Garrigus, Grubbs, Kahlo, Langdon, Leeper, Lockridge, Macartney, Marvin, Menzies, Owen, Ristine, Shaffer, Smith, Spann, Traylor, VanVorhis, White and Woods. Nays, 24.

So the amendment was rejected.

Mr. Marvin moved to reconsider the vote by which Mr. Yancey's amendment was adopted.

The ayes and nays were demanded by Messrs. Foster and Marvin.

Mr. Langdon introduced House Bill No. 531, a bill to fix the meetings of the County Board of Equalization after the present year, and moved that the constitutional rule be supended and that bill be read first and second times by title, and third time by sections.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Comstock, Davidson, Davis, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Ristine, Shaffer, Spann, Traylor, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 34.

No one voting in the negative.

So the constitutional rule was suspended.

H. B. No. 531 read first and second times by title, third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Compton, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Menzies, Owen, Poindexter, Rahm, Shaffer, Smith, Spann,

Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods and Yancey, Ayes, 36.

So the bill passed.

Title adopted as read.

Mr. Smith, from Committee on Enrolled Bills, made report that they have examined enrolled House Bill No. 199 and found it correct.

Which was concurred in.

Mr. Foster moved to suspend constitutional rule, and H. B. No. 421 be read second time by title, third time by sections.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Compton, Davidson, Foster, Garrigus, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Poindexter, Ristine, Shaffer, Smith, Spann, VanVorhis, White, Woods and Yancey. Ayes, 34.

No one voting in the negative.

So the motion was adopted.

House Bill No. 421 read first and second times by title, third time by sections.

Question, Shall the bill pass?

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Bundy, Chapman, Compton, Davidson, Foster, Garrigus, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Leeper, Lockridge, Macartney, Majors, Marvin, Menzies, Owen, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan, VanVorhis, White, Woods, and Yancey. Ayes, 34.

Mr. Briscoe voting in the negative.

So the bill passed.

Title adopted as read.

The Chair announced his signature to House Bill No. 520.

Mr. Hefron moved that when Senate adjourn it adjourn until 10:30 to-morrow.

Adopted.

Chair announced his signature to Senate Bills Nos. 199, 151, 377, 209, 81, 274, 355 and 75; and enrolled House Acts Nos. 147, 219 and 225.

Mr. Keyser presented H. B. 474:

Read first and second times by title, third time by sections.

Roll being called on passage, resulted as follows:

Those voting in the affirmative were:

Messrs. Bell, Benz, Bischowsky, Briscoe, Bundy, Chapman, Foster, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Lockridge, Macartney, Majors, Menzies, Owen, Rahm, Ristine, Sayre, Shaffer, Smith, Spann, Traylor, Urmstan, VanVorhis, Voyles, White, Wilson, Woods, Woollen and Yancey. Ayes, 33.

Those voting in the negative were:

Messrs. Benz, Hefron, Leeper, Marvin and Viehe. Nays, 5.

So the bill passed.

Title adopted as read.

Senate adjourned at 12:20 A. M. till 10:30 A. M.

THOMAS HANNA,

President of Senate.

FRIDAY MORNING.

APRIL 15, 1881.

Senate assembled at 10:30 o'clock, with Lieutenant Governor Hanna in the Chair.

Pending the reading of Thursday's Journal, on motion of Mr. Spann, the further reading of the Journal was dispensed with.

Mr. Spann offered the following statement, which was ordered spread upon the Journal:

Assistant Doorkeeper	$5 00
Special Assistant Doorkeeper	5 00
Register Regulator	5 00
Mail Carrier and Sweeper	3 50
Postmaster	5 00
Paper Folder	3 50
Spittoon Cleaner	3 50
Pages	2 00
Janitor committee rooms	3 50

I hereby certify the above and foregoing to be a full, true and complete schedule of the per diem paid to the employes of the House of Representatives, Special Session of 1881.

[Signed] CLINTON C. RILEY,
Warrant Clerk.

Mr. Bundy offered the following resolution:

Resolved, That Senator G. H. Chapman, of Marion county, be, and is hereby declared elected President pro tem. of the Senate from the close of the present session.

Mr. Hefron offered the following:

Be it Resolved, That the thanks of the Senate are hereby extended to Lieutenant Governor Hanna for his fairness, impartiality and uniform courtesy, as well as ability, in presiding over the deliberations of the Senate during the regular and special sessions of the Fifty-second General Assembly.

Which was unanimously concurred in.

Mr. Bundy offered the following resolution:

Resolved by the Senate, That James T. Darnell, Principal Journal Clerk, and Charles F. Robbins, Assistant Journal Clerk, be allowed the sum of forty dollars each for extra work on the Journal, for completing the copy of same after adjournment, and for putting new backs on the Journals of the Regular and Special Sessions; and the President of the Senate is hereby authorized to draw his warrant for the same.

Which was adopted.

Mr. Spann offered the following:

MR. PRESIDENT:

I move that the thanks of the Senate be returned to the Secretary and Assistant Secretary and the employes of the Senate for the fidelity and courtesy, as well as efficiency, in the discharge of their duties.

Which was adopted.

Mr. Viehe offered the following:

WHEREAS, The late Governor, and also the present incumbent, have each in obedience to the requirements of the Constitution, given to this General Assembly information touching the condition of the State, but neither of them has given this Assembly any information on the subject of the military and naval forces of the State, of which the Governor is Commander in Chief.

AND, WHEREAS, This session is about to come to a close and legislative action could not be had, even if the information were now given; therefore,

Resolved, That his Excellency, the Governor, be requested to fully inform the next General Assembly, especially as to the condition of the navy.

Which was adopted.

Mr. Shaffer offered the following:

Resolved, That the Secretary of the State be and is hereby requested to send at his earliest convenience to every member a copy of the Senate Journal, House Journal, Documentary Journal, and acts of the regular and special sessions of the Legislature in the

year 1881; and that the Secretary of the Senate is hereby directed to furnish the Secretary of State with a copy of this resolution.

Which was adopted.

Mr. Chapman offered the following:

Resolved, That the President of the Senate be requested to draw his certificates for warrants in favor of the following named persons for the amounts named after their respective names, being claims for labor and supplies furnished the Senate and allowed by the Committee on Claims:

Thomas Wright, washing towels	$3 40
Frank Pillett, file clerk, special session	5 00
Thomas H. Peck, labor	1 50
Carlon & Hollenbeck, supplies	36 70
J. Fitzpatrick, labor	9 00
J. T. Owen, labor	57 00
A. L. Wright & Co., supplies	21 39
Albert Gall, supplies	6 00
Hildebrand & Fugate, supplies	2 00
A. W. McOuat, supplies	5 00
J. M. Lindville, labor	3 75
J. Voegtle, supplies	90
Bosman & Plahiff, washing	1 20
Scantlin & King, lounge	30 00
J. J. Bingham, statutes	408 00
Grand total	$590 84

Mr. Grubbs moved to strike out "$30" for lounge, and insert in lieu thereof "$20."

Which was rejected.

Mr. Spann offered the following:

MR. PRESIDENT:

I move the following claim for rent of committee rooms, as per contract with the proprietor of the Grand Hotel, be allowed, and that the Lieutenant Governor draw his warrant for such amount in favor of the claimant:

INDIANAPOLIS, IND., April, 15, 1881.

STATE OF INDIANA ON ACCOUNT OF COMMITTEE ROOMS,

TO GRAND HOTEL, DR.

March 7, To Senate Committee Rooms, 60 days. $200 0
April 15, To Senate Committee Rooms, 40 days 133 3

Total $333 3

Which was adopted.

Mr. Hefron offered the following resolution:

Resolved, That William H. Schlater, Principal Secretary, and Robert B. Sears, Assistant Secretary, be each allowed the sum of $250 for making the calendar of bills and resolutions passed and pending at the expiration of the regular session, collecting, arranging and filing with the State Librarian the bills, books and papers of the Senate, and indexing and proof-reading the Journals of the Senate as provided for by law, and the sum of $150 for the like service in connection with the special session of the General Assembly; and the President of the Senate is hereby directed to draw his warrant therefor.

Mr. Comstock moved to strike out "fifty" where it occurs in the resolution.

Mr. Owen moved resolution be referred to special committee.

Chair appointed Messrs. Owen, Grubbs and Hefron as committee.

Mr. Wilson moved to reconsider vote adopting Mr. Chapman's resolution.

Mr. Hefron moved to lay on the table.

Ayes and nays were demanded by Messrs. Wilson and Hefron, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Chapman, Foster, Hefron, Menzies, Owen, Poindexter, Ristine, Shaffer, Traylor, VanVorhis and Viehe. Ayes, 12.

Those voting in the negative were:

Messrs. Bischowsky, Bundy, Compton, Comstock, Garrigus, Graham, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer,

Leeper, Lockridge, Macartney, Majors, Marvin, Rahm, Smith, Urmstan, White, Wilson, Woods and Yancey. Nays, 25.

Question on reconsidering.

Ayes and nays were demanded by Messrs. Woollen and Wilson, roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Hart, Hostetter, Kahlo, Keyser, Kramer, Leeper, Lockridge, Macartney, Majors, Marvin, Rahm, Sayre, Smith, Spann, Urmstan, White, Wilson, Woollen and Yancey. Nays, 27.

Those who voted in the negative were:

Messrs. Benz, Chapman, Foster, Menzies, Poindexter, Ristine, Shaffer, Traylor, VanVorhis and Viehe. Nays, 10.

So the motion to reconsider was adopted.

On motion of Mr. Viehe, House Concurrent Resolution No. 5 be referred to Messrs. Graham and Hefron.

Mr. VanVorhis moved to increase claim of Mr. Wright $8—from $3 to $11.

Which was adopted.

Question being on the resolution as amended.

Messrs. Hostetter and Wilson demanded the ayes and nays.

Mr. Woollen demand a division of the question.

Senate adjourned at 12:20 P. M.

AFTERNOON SESSION.

FRIDAY, April 15, 1881.

Senate reassembled at 2 o'clock, Lieutenant Governor Hanna in the chair.

The following message was received from the Governor:

Gentlemen of the Senate:

I respectfully return to the Senate, with my objections, Senate Bill No. 142, entitled an act to amend section 3 of an act entitled "An act regulating the adoption of heirs," approved March 2, 1855.

Section 3 of the act, of which the bill returned is amendatory, provides that an adopted child shall take the name in which it is adopted, and be entitled to and receive all the rights and interest in the estate of such adopted father or mother, by descent or otherwise, that such child would if the natural heir of such adopted father or mother.

The amendment contained in the present bill adds, that such adopted child shall receive an inheritance from its adopted father or mother, either by devise or descent, and shall die intestate without lawful issue or their descendants alive seized of such inheritance, or any part thereof, the property so inherited shall descend to the heir of such adopted father or mother the same as though it had never been inherited by such adopted child."

It is evident that if this amendment should prevail, a surviving wife of an intestate adopted child would receive no part of the land of which her husband died seized which he had inherited from his adopting father or mother. I can perceive no good reason why a widow should not receive a third of her husband's land, inherited from an adopting father, in like manner as if the lands had been inherited by the husband from his father or mother by consanguinity.

ALBERT G. PORTER.

The following message was received from the Governor:

Gentlemen of the Senate:

I have received, approved and signed, Senate Enrolled Bills Nos. 149, 183, 306, 199, 274, 281, 73, 132, 370, 379, 246, 326 and 373.

A. G. PORTER,
Governor.

Question being on Carlon & Hollenbeck item,

Ayes and nays were demanded by Messrs. Wilson and Hostetter.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davis, Foster, Grubbs, Hefron, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Majors, Marvin, Owen, Rahm, Ristine, Shaffer, Spann, Traylor, Urmstan, Van Vorhis, Voyles and White. Ayes, 31.

Those voting in the negative were:

Messrs. Davidson, Garrigus, Graham, Hart, Hostetter, Kramer, Macartney and Wilson. Nays, 8.

So the item was adopted.

On motion of Mr. Henry, item of Mr. Fitzpatrick was stricken out.

The other items in the resolution were all adopted.

Mr. Owen offered the following:

MR. PRESIDENT:

Your special committee would report the following substitute for the resolution of Senator Hefron:

Resolved, That Robert B. Sears, Assistant Secretary of the Senate, be allowed the sum of three hundred dollars for indexing the Journals of the Senate for the regular and special sessions of this General Assembly, and that William H. Schlater, Principal Secretary of the Senate, be allowed the sum of one hundred dollars for making the calendar of bills and resolutions passed and pending at the expiration of the regular session and special sessions of this General Assembly, collecting, analyzing and filing with the State Librarian the bills, books and papers of the Senate, and the President of the Senate is hereby directed to draw his warrant therefor.

Which was adopted.

Mr. Henry offered the following resolution:

Resolved, That the State Librarian be instructed to take charge of and keep safely for the use of the next Senate the desks, tables, curtains, water cooler, lounge, revised statutes and other articles of property furnished or purchased for the use of this Senate, her officers and employes.

Mr. Graham offered the following:

The undersigned, who are appointed a special committee to consider House Concurrent Resolution No. 5, a resolution concerning printing, for the use of the General Assembly, 1,500 copies of the Civil and Criminal Codes, having considered the same, do recommend that the resolution be adopted.

R. G. GRAHAM,
D. J. HEFRON,
Committee.

Mr. Bundy moved to amend so that price shall not exceed ten cents per copy.

Rejected.

Question being on adoption of resolution.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Graham, Hefron, Hutchinson and Viehe. Ayes, 5.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Chapman, Coffey, Comstock, Davidson, Foster, Garrigus, Grubbs, Hart, Henry, Hostetter, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Owen, Poindexter, Rahm, Ristine, Spann, VanVorhis, White, Wilson and Yancey. Nays, 29.

Which was rejected.

Mr. Comstock moved when Senate adjourn it be until 10:30 tomorrow.

Adopted.

Mr. Chapman, from Committee on Prisons, to which was referred Senate Bills Nos. 360 and 361, respectfully return them without action thereon.

Mr. Langdon moved to take up Senate Joint Resolution No. 15, proposing amendment in regard to the Judges of Supreme Court.

Mr. Langdon called up the motion to reconsider the vote thereon.

The ayes and nays were demanded by Messrs. Brown and Langdon, roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Bischowsky, Chapman, Compton, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Majors, Owen, Poindexter, Rahm, Ristine, Spann, VanVorhis, Viehe, White and Yancey. Ayes, 25.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Coffey, Davidson, Foster, Hart,

Hefron, Hutchinson, Kramer, Marvin, Rahm, Urmstan and Wilson. Nays, 14.

So motion to reconsider was adopted.

Question on passage of Joint Senate Resolution No. 15.

Roll being called, resulted as follows:

Mr. VanVorhis moved that the President of the Senate be authorized to issue a certificate for a warrant upon the State Treasurer in favor of J. W. Gray, for the sum of $11.75 for locks furnished the Secretary and Doorkeeper of the Senate.

Which was adopted.

Question on resolution heretofore read a third time.

Roll being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Bischowsky, Bundy, Chapman, Coffey, Comstock, Garrigus, Graham, Grubbs, Henry, Hostetter, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Owen, Poindexter, Ristine, Sayre, Spann, VanVorhis, White, Wilson and Yancey. Ayes, 25.

Those who voted in the negative were:

Messrs. Benz, Briscoe, Brown, Compton, Davidson, Foster Hart, Hefron, Hutchinson, Kramer, Marvin, Rahm, Traylor and Urmstan. Nays, 14.

So joint resolution was rejected.

Mr. Coffey moved to reconsider vote by which item of $9 relating to Jos. Fitzpatrick, passed.

Ayes and nays were demanded by Messrs. Wilson and Briscoe.

Roll being called resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Chapman, Coffey, Compton, Comstock, Foster, Graham, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Leeper, Lockridge, Marvin, Menzies, Owen, Poindexter, Ristine, Spann, Traylor, Urmstan, VanVorhis, and White. Ayes, 28.

Those who voted in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Davidson, Garrigus, Macartney, Wilson and Yancey. Nays, 8.

So the motion to reconsider was adopted.

Question on allowing claim.

Ayes and nays were demanded by Messrs. Wilson and Briscoe.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Brown, Chapman, Coffey, Compton, Comstock, Davidson, Foster, Grubbs, Hart, Hefron, Henry, Hutchinson, Kahlo, Keyser, Kramer, Langdon, Leeper, Lockridge, Marvin, Menzies, Poindexter, Ristine, Traylor, Urmstan and VanVorhis. Ayes, 27.

Those voting in the negative were:

Messrs. Bischowsky, Briscoe, Bundy, Garrigus, Graham, Macartney, Owen, Spann, Wilson, Woollen and Yancey. Nays, 11.

So the claim was allowed.

Mr. Langdon called for another vote on Senate Joint Resolution No. 15.

Roll being called, resulted as follows:

Those who voted in the affirmative were:

Messrs. Benz, Bischowsky, Brown, Bundy, Chapman, Coffey, Compton, Comstock, Davidson, Garrigus, Graham, Grubbs, Henry, Hutchinson, Kahlo, Keyser, Langdon, Leeper, Lockridge, Macartney, Marvin, Owen, Poindexter, Ristine, Shaffer, Smith, Spann, Traylor, VanVorhis, White, Wilson, Woollen and Yancey. Ayes, 33.

Those who voted in the negative were:

Messrs. Briscoe, Hart, Hefron, Kramer, Rahm, Urmstan and Viehe. Nays, 7.

So Senate Joint Resolution No. 15 was adopted.

On motion of Mr. Brown, the resolution authorizing the continuance of the Brevier Legislative Reports, etc., was taken up, with the report of the Judiciary Committee thereon, recommending its passage.

Mr. Grubbs moved to amend by adding after the word "provided," in the proviso, the following: "Such reports shall not exceed 750 in number, and."

Mr. Brown moved to strike out "750" and insert "1500."

Mr. VanVorhis moved that the President of Senate be authorized to issue his certificate for a warrant on the State Treasurer in favor of Frank Fields and Arthur Moody for services as Pages during the first four days of the regular session of the General Assembly, $8 each.

Which was allowed.

On motion, Senate adjourned.

THOMAS HANNA,
President of the Senate.

SATURDAY MORNING.

APRIL 16, 1881.

Senate assembled at 10:30 o'clock, Lieutenant Governor Hanna in the chair.

Pending the reading of Friday's Journal, on motion of Mr. Langdon the further reading of the Journal was dispensed with.

Mr. Langdon offered the following:

Resolved, That a committee of three members of the Senate be appointed by the President to meet a like committee from the House to wait upon the Governor and ascertain from him whether he has any further communication to make to the Legislature.

Which was adopted, and the Chair appointed Messrs. Comstock, Langdon and Viehe.

Mr. Brown withdrew his amendment to the resolution pending at the adjournment on yesterday, authorizing the continuation of the publication of the Brevier Legislative Reports.

Mr. Grubbs' amendment was agreed to.

The resolution as amended was then adopted.

Mr. Comstock offered the following resolution:

Resolved, That Orson M. Tyler, George S. Needham, Luke Wrigley, Frank D. Buskirk, Clerks of the Board of Revision and of the Joint Committee on Revision of the Laws, be and are hereby allowed thirty dollars each for extra services in this, to wit: Working five Sundays and until twelve o'clock at night for twenty nights, and that the President of the Senate is hereby authorized to draw his warrant for said amounts.

Which was adopted.

Mr. Benz offered the following:

I move the President of the Senate be authorized to issue his warrant on the State Treasurer for the sum of $165, in favor of

Bertie Clawson for services as Copying Clerk during the regular session of this General Assembly.

Which was adopted.

Mr. Ristine offered the following:

The House of Representatives having directed their Speaker to draw his warrant for $750, in favor of the Commissioners of Marion county, for one half the expenses of the gas, water, committee rooms, and other accommodations of the regular and special sessions of this General Assembly; therefore,

Resolved, That the Senate allow a like amount for the same account, as its half of said expenses, and the President is hereby authorized to draw his warrant for the same.

Which was adopted.

Mr. Langdon, from the committee appointed to wait on the Governor, reported that his Excellency had no further communication to make.

Mr. Brown presented claim of Mr. Langstaff as doorkeeper for committee investigating Insane Asylum, $22.

Which was adopted.

Mr. Ristine offered the following resolution:

Resolved, That William H. Pressel be allowed the sum of nine dollars in full for services rendered for Senate during special session, as shown by bill filed and allowed by Committee on Claims, and reported to the Senate, but which has been mislaid.

Which was adopted.

The Lieutenant Governor laid before the Senate the following:

Gentlemen of the Senate:

I have drawn warrants on the Auditor of State for the regular and special sessions, as follows:

REGULAR SESSION.

R. C. BELL.

Jan.	17.	Certificate No. 56.	Mileage	$47 60	
Jan.	17.	Certificate No. 57.	Per Diem	60 00	
Feb.	7.	Certificate No. 205.	Per Diem	120 00	
Feb.	18.	Certificate No. 292.	Per Diem	90 00	
March	5.	Certificate No. 413.	Per Diem	96 00	

SPECIAL SESSION.

March	26.	Certificate No. 98.	Per Diem	108 00	
April	1.	Certificate No. 136.	Per Diem	50 00	
April	9.	Certificate No. 200.	Per Diem	42 00	
April	13.	Certificate No. 231.	Per Diem	40 00	
					$653 60

REGULAR SESSION.

JOHN BENZ.

Jan.	29.	Certificate No. 169.	Mileage	$76 00	
Feb.	28.	Certificate No. 365.	Per Diem	366 00	

SPECIAL SESSION.

April	13.	Certificate No. 282.	Per Diem	240 00	
					$682 00

REGULAR SESSION.

F. B. BISCHOWSKY.

April	15.	Certificate No. 319.	Mileage	$28 80	
March	4.	Certificate No. 396.	Per Diem	366 00	

SPECIAL SESSION.

March	26.	Certificate No. 100.	Per Diem	$50 00	
April	13.	Certificate No. 234.	Per Diem	190 00	
					$634 80

REGULAR SESSION.

THOMAS BRISCOE.

Jan,	14.	Certificate No. 25.	Mileage	$28 40	
Feb.	4.	Certificate No. 177.	Per Diem	180 00	
Feb.	24.	Certificate No. 315.	Per Diem	80 00	
March	4.	Certificate No. 402.	Per Diem	106 00	

SPECIAL SESSION.

March	24.	Certificate No. 71.	Per Diem	40 00	
April	13.	Certificate No. 228.	Per Diem	200 00	
					$634 40

REGULAR SESSION.

W. H. DAVIDSON.

Feb.	5.	Certificate No. 269.	Mileage	$40 00	
Feb.	15.	Certificate No. 197.	Per Diem	180 00	
March	4.	Certificate No. 386.	Per Diem	186 00	

SPECIAL SESSION.

April	13.	Certificate No. 239.	Per Diem	240 00	
					$646 00

REGULAR SESSION.

O. R. DAVIS.

Jan.	12.	Certificate No. 1.	Mileage	$20 20
Jan.	25.	Certificate No. 104.	Mileage	20 20
Jan.	25.	Certificate No. 105.	Per Diem	102 00
Feb.	3.	Certificate No. 171.	Per Diem	42 00
Feb.	11.	Certificate No. 231.	Per Diem	84 00
Mar.	1.	Certificate No. 361.	Per Diem	84 00
Mar.	4.	Certificate No. 383.	Per Diem	54 00

SPECIAL SESSION.

Mar.	11.	Certificate No. 7.	Per Diem	50 00
Mar.	24.	Certificate No. 75.	Per Diem	50 00
Mar.	31.	Certificate No. 129.	Per Diem	62 00
April	13.	Certificate No. 240.	Per Diem	78 00
				$546 40

REGULAR SESSION.

MILTON GARRIGUS.

Jan.	29.	Certificate No. 134.	Mileage	$21 60
Jan.	29.	Certificate No. 135.	Per Diem	150 00
Mar.	4.	Certificate No. 394.	Per Diem	216 00

SPECIAL SESSION.

April	14.	Certificate No. 241.	Per Diem	240 00
				$627 60

REGULAR SESSION.

ROBERT GRAHAM.

Jan.	14.	Certificate No. 23.	Mileage	$8 80
Jan.	14.	Certificate No. 24.	Per Diem	60 00
Jan.	29.	Certificate No. 142.	Per Diem	90 00
Feb.	18.	Certificate No. 282.	Per Diem	120 00
Mar.	5.	Certificate No. 392.	Per Diem	96 00

SPECIAL SESSION.

Mar.	4.	Certificate No. 45.	Per Diem	50 00
Mar.	26.	Certificate No. 99.	Per Diem	25 00
April	13.	Certificate No. 230.	Per Diem	165 00
				$614 80

REGULAR SESSION.

HENRY HOSTETTER.

Feb.	5.	Certificate No. 194.	Mileage	$60 00
Mar.	4.	Certificate No. 399.	Per diem	366 00

SPECIAL SESSION.

April	12.	Certificate No. 223.	Per Diem	40 00
April	13.	Certificate No. 250.	Per Diem	200 00
				$666 00

REGULAR SESSION.

CHARLES L. HENRY.

Jan.	29.	Certificate No. 124.	Mileage	$14 40
Jan.	29.	Certificate No. 123.	Per Diem	150 00
Feb.	11.	Certificate No. 239.	Per Diem	84 00
Feb.	26.	Certificate No. 338.	Per Diem	84 00
Mar.	4.	Certificate No. 381.	Per Diem	48 00

SPECIAL SESSION.

Mar.	19.	Certificate No. 46.	Per Diem	84 00
April	9.	Certificate No. 145.	Per Diem	114 00
April	13.	Certificate No. 251.	Per Diem	42 00
				$620 40

REGULAR SESSION.

F. M. HOWARD.

Jan.	29.	Certificate No. 151.	Mileage	$14 40
Jan.	29.	Certificate No. 152.	Per Diem	150 00
Feb.	5.	Certificate No. 184.	Per Diem	30 00
Feb.	11.	Certificate No. 241.	Per Diem	42 00
Feb.	18.	Certificate No. 289.	Per Diem	42 00
Feb.	25.	Certificate No. 328.	Per Diem	42 00
Mar.	4.	Certificate No. 406.	Per Diem	60 00

SPECIAL SESSION.

Mar.	22.	Certificate No. 57.	Per Diem	84 00
Feb.	28.	Certificate No. 113.	Per Diem	42 00
April	5.	Certificate No. 166.	Per Diem	42 00
April	11.	Certificate No. 222.	Per Diem	42 00
April	13.	Certificate No. 252.	Per Diem	30 00
				$620 40

REGULAR SESSION.

CHARLES KAHLO.

Jan.	18.	Certificate No. 61.	Mileage	$30 80
Jan.	18.	Certificate No. 62.	Per Diem	60 00
Feb.	8.	Certificate No. 210.	Per Diem	100 00
Feb.	18.	Certificate No. 273.	Per Diem	110 00
Feb.	25.	Certificate No. 333.	Per Diem	96 00

SPECIAL SESSION.

Mar.	11.	Certificate No. 5,	Per Diem	42 00
Mar.	23.	Certificate No. 63.	Per Diem	42 00
Mar.	31.	Certificate No. 124.	Per Diem	72 00
April	9.	Certificate No, 197.	Per Diem	42 00
April	13.	Certificate No. 255.	Per Diem	42 00
				$636 80

REGULAR SESSION.

D. R. LEEPER.

Jan.	19.	Certificate No. 67.	Mileage	$72 00
Jan.	19.	Certificate No. 68.	Per Diem	60 00
Feb.	11.	Certificate No. 243.	Per Diem	168 00
Mar.	5.	Certificate No. 415.	Per Diem	138 00

SPECIAL SESSION.

Mar.	23.	Certificate No. 68.	Per Diem	108 00
April	9.	Certificate No. 191.	Per Diem	90 00
April	13.	Certificate No. 259.	Per Diem	42 00
				$678 00

REGULAR SESSION.

S. F. LOCKRIDGE.

Jan.	14.	Certificate No. 19.	Mileage	$16 00	
Jan.	14.	Certificate No. 20.	Per Diem	60 00	
Jan.	29.	Certificate No. 113.	Per Diem	84 00	
Feb.	11.	Certificate No. 229.	Per Diem	84 00	
Mar.	4.	Certificate No. 385.	Per Diem	138 00	

SPECIAL SESSION.

Mar.	26.	Certificate No. 97.	Per Diem	108 00	
April	13.	Certificate No. 243.	Per Diem	132 00	
					$622 00

REGULAR SESSION.

F. MACARTNEY.

Jan.	26.	Certificate No. 106.	Mileage	$70 00	
Feb.	10.	Certificate No. 218.	Per Diem	180 00	
Feb.	28.	Certificate No. 313.	Per Diem	30 00	
March	4.	Certificate No. 388.	Per Diem	156 00	

SPECIAL SESSION.

March	28.	Certificate No. 112.	Per Diem	30 00	
April	13.	Certificate No. 260.	Per Diem	210 00	
					$676 00

REGULAR SESSION.

G. W. MAJORS.

Jan.	26.	Certificate No. 107.	Mileage	$38 80	
Feb.	12.	Certificate No. 259.	Per Diem	228 00	
March	4.	Certificate No. 405.	Per Diem	138 00	

SPECIAL SESSION.

April	13.	Certificate No. 261.	Per Diem	240 00	
					$646 80

REGULAR SESSION.

H. MARVIN.

Jan.	14.	Certificate No. 30.	Mileage	$10 40	
Jan.	14.	Certificate No. 31.	Per Diem	60 00	
Jan.	29.	Certificate No. 112.	Per Diem	90 00	
Feb.	15.	Certificate No. 268.	Per Diem	90 00	
Feb.	26.	Certificate No. 344.	Per Diem	42 00	
March	4.	Certificate No. 369.	Per Diem	42 00	
March	5.	Certificate No. 417.	Per Diem	42 00	

SPECIAL SESSION.

March	18.	Certificate No. 81.	Per Diem	72 00	
March	25.	Certificate No. 81.	Per Diem	42 00	
April	1.	Certificate No. 138.	Per Diem	42 00	
April	8.	Certificate No. 186.	Per Diem	42 00	
April	13.	Certificate No. 249.	Per Diem	42 00	
					$616 40

REGULAR SESSION.

A. R. OWEN.

Jan.	14.	Certificate No. 7.	Mileage	$36 00
Jan.	14	Certificate No. 8.	Per Diem	60 00
Jan.	29.	Certificate No. 114.	Per Diem	84 00
Feb.	10.	Certificate No. 219.	Per Diem	84 00
Feb.	25.	Certificate No. 331.	Per Diem	84 00
March	4.	Certificate No. 490.	Per Diem	54 00

SPECIAL SESSION.

March	18.	Certificate No. 25.	Per Diem	84 00
March	26.	Certificate No. 94.	Per Diem	42 00
April	8.	Certificate No. 184.	Per Diem	84 00
April	13.	Certificate No. 263.	Per Diem	30 00
				$642 00

REGULAR SESSION.

WM. RAHM, JR.

March	4.	Certificate No. 375.	Mileage	$72 80
March	4.	Certificate No. 376.	Per Diem	366 00

SPECIAL SESSION.

March	26.	Certificate No. 95.	Per Diem	108 00
April	13.	Certificate No. 558.	Per Diem	132 00
				$678 80

REGULAR SESSION.

D. WHITE.

Jan.	21.	Certificate No. 84.	Mileage	$64 80
Jan.	21.	Certificate No. 85.	Per Diem	102 00
March	4.	Certificate No. 395.	Per Diem	264 00

SPECIAL SESSION.

April	2.	Certificate No. 150.	Per Diem	144 00
April	14.	Certificate No. 278.	Per Diem	96 00
				$670 80

REGULAR SESSION.

W. G. SAYRE.

Jan.	14.	Certificate No. 36.	Mileage	$36 00
Jan.	14.	Certificate No. 36½.	Per Diem	60 00
Jan.	29.	Certificate No. 143.	Per Diem	90 00
Feb.	11.	Certificate No. 245.	Per Diem	84 00
Feb.	26.	Certificate No. 343.	Per Diem	84 00
Mar.	4.	Certificate No, 387.	Per Diem	48 00

SPECIAL SESSION.

Mar.	18.	Certificate No. 40.	Per Diem	84 00
Apr.	1.	Certificate No. 140.	Per Diem	42 00
Apr.	9.	Certificate No. 212.	Per Diem	42 00
Apr.	14.	Certificate No. 278.	Per Diem	72 00
				$642 00

REGULAR SESSION.

F. J. VANVORHIS.

Jan.	21.	Certificate No. 98.	Per Diem	$102 00	
Feb.	5.	Certificate No. 200.	Per Diem	48 00	
Feb.	18.	Certificate No. 284.	Per Diem	120 00	
Feb.	26.	Certificate No. 354.	Per Diem	96 00	

SPECIAL SESSION.

Apr.	1.	Certificate No. 139.	Per Diem	175 00	
Apr.	9.	Certificate No. 214.	Per Diem	65 00	
					$606 00

REGULAR SESSION.

F. W. VIEHE.

Jan.	14.	Certificate No. 88.	Mileage	$46 80	
Jan.	29.	Certificate No. 130.	Per Diem	150 00	
Feb.	11.	Certificate No. 230.	Per Diem	84 00	
Feb.	23.	Certificate No. 312.	Per Diem	60 00	
Mar.	5.	Certificate No. 422.	Per Diem	72 00	

SPECIAL SESSION.

Mar.	21.	Certificate No. 55.	Per Diem	84 00	
Mar.	29.	Certificate No. 116.	Per Diem	42 00	
Apr.	6.	Certificate No. 172.	Per Diem	42 00	
Apr.	13.	Certificate No. 268.	Per Diem	72 00	
					$652 80

REGULAR SESSION.

S. B. VOYLES.

Jan.	14.	Certificate No. 34.	Mileage	$60 00	
Jan.	15.	Certificate No. 83.	Per Diem	60 00	
Jan.	29.	Certificate No. 116.	Per Diem	120 00	
Feb.	11.	Certificate No. 246.	Per Diem	60 00	
Feb.	24.	Certificate No. 316.	Per Diem	60 00	
Mar.	4.	Certificate No. 377.	Per Diem	66 00	

SPECIAL SESSION.

Mar.	16.	Certificate No. 12.	Per Diem	42 00	
Mar.	18.	Certificate No. 26.	Per Diem	42 00	
Mar.	28.	Certificate No. 109.	Per Diem	84 00	
Apr.	14.	Certificate No. 277.	Per Diem	72 00	
					$666 00

REGULAR SESSION.

S. P. YANCEY.

Jan.	21.	Certificate No. 88.	Mileage	$8 00	
Jan.	21.	Certificate No. 89.	Per Diem	102 00	
Feb.	10.	Certificate No. 217.	Per Diem	78 00	
Feb.	26.	Certificate No. 342.	Per Diem	132 00	
March	4.	Certificate No. 379.	Per Diem	54 00	

SPECIAL SESSION.

March	18.	Certificate No. 38.	Per Diem	138 00	
April	4.	Certificate No. 160.	Per Diem	102 00	
					$614 00

REGULAR SESSION.

G. H. CHAPMAN.

Jan. 29.	Certificate No. 167.	Per Diem	$156 00	
Feb. 16.	Certificate No. 272.	Per Diem	90 00	
March 5.	Certificate No. 401.	Per Diem	120 00	

SPECIAL SESSION.

March 26.	Certificate No. 101.	Per Diem	120 00	
April 13.	Certificate No. 245.	Per Diem	120 00	
				$606 00

REGULAR SESSION.

E. H. BUNDY.

Jan. 18.	Certificate No. 274.	Per Diem	$75 00	
March 4.	Certificate No. 384.	Per Diem	291 00	
March 4.	Certificate No. 407.	Mileage	26 40	

SPECIAL SESSION.

March 26.	Certificate No. 88.	Per Diem	50 00	
April 14.	Certificate No. 281.	Per Diem	190 00	
				$632 40

REGULAR SESSION.

JASON B. BROWN.

Jan. 18.	Certificate No. 59.	Mileage	$24 00	
Jan. 18.	Certificate No. 60.	Per Diem	60 00	
Jan. 29.	Certificate No. 141.	Per Diem	90 00	
Feb. 21.	Certificate No. 305.	Per Diem	150 00	
Mar. 4.	Certificate No. 393.	Per Diem	66 00	

SPECIAL SESSION.

April 5.	Certificate No. 167.	Per Diem	174 00	
April 13.	Certificate No. 235.	Per Diem	66 00	
				$630 00

REGULAR SESSION.

RICHARD L. COFFEY.

Jan. 14.	Certificate No. 37.	Mileage		
Jan. 21.	Certificate No. 74.	Per Diem	102 00	
Jan. 29.	Certificate No. 132.	Per Diem	42 00	
Feb. 11.	Certificate No. 238.	Per Diem	84 00	
Mar. 4.	Certificate No. 409.	Per Diem	138 00	

SPECIAL SESSION.

April 2.	Certificate No. 153.	Per Diem	156 00	
April 9.	Certificate No. 204.	Per Diem	42 00	
April 13.	Certificate No. 236.	Per Diem	42 00	
				$630 40

REGULAR SESSION.

ISAAC N. COMPTON.

Jan. 29.	Certificate No. 119.	Mileage	$22 20	
Feb. 8.	Certificate No. 209.	Per Diem	180 00	
Feb. 26.	Certificate No. 341.	Per Diem	50 00	
Mar. 4.	Certificate No. 391.	Per Diem	136 00	

SPECIAL SESSION.

Mar. 29.	Certificate No. 117.	Per Diem	40 00	
April 7.	Certificate No. 178.	Per Diem	100 00	
April 13.	Certificate No. 237.	Per Diem	100 00	
				$628 20

REGULAR SESSION.

DANIEL W. COMSTOCK.

Jan.	29.	Certificate No. 139.	Mileage	$27 20
Jan.	29.	Certificate No. 140.	Per Diem	150 00
Feb.	24.	Certificate No. 320.	Per Diem	60 00
Mar.	5.	Certificate No. 403.	Per Diem	156 00

SPECIAL SESSION.

Mar.	19.	Certificate No. 48.	Per Diem	84 00	
April	9.	Certificate No. 202.	Per Diem	114 00	
April	13.	Certificate No. 238.	Per Diem	42 00	
					$633 20

REGULAR SESSION.

THOMAS J. FOSTER.

Jan.	14.	Certificate No. 16.	Mileage	$47 60
Jan.	14.	Certificate No. 17.	Per Diem	60 00
Jan.	29.	Certificate No. 118.	Per Diem	90 00
Feb.	12.	Certificate No. 261.	Per Diem	84 00
Feb.	25.	Certificate No. 327.	Per Diem	91 00
March	4.	Certificate No. 414.	Per Diem	41 00

SPECIAL SESSION.

March	8.	Certificate No. 1.	Per Diem	42 00	
March	16.	Certificate No. 17.	Per Diem	42 00	
March	24.	Certificate No. 70.	Per Diem	42 00	
March	31.	Certificate No. 126.	Per Diem	42 00	
April	5.	Certificate No. 163.	Per Diem	42 00	
April	11.	Certificate No. 217.	Per Diem	30 00	
					$653 60

REGULAR SESSION.

GEORGE W. GRUBBS.

April	21.	Certificate No. 72.	Mileage	$12 00
Jan.	21.	Certificate No. 73.	Per Diem	102 00
Feb.	21.	Certificate No. 236.	Per Diem	125 00
March	4.	Certificate No. 380.	Per Diem	139 00

SPECIAL SESSION.

April	7.	Certificate No. 173.	Per Diem	100 00	
April	13.	Certificate No. 242.	Per Diem	140 00	
					$618 00

REGULAR SESSION.

THOMAS B. HART.

Feb.	8.	Certificate No. 174.	Mileage	$40 00
Feb.	12.	Certificate No. 250.	Mileage	40 00
March	15.	Certificate No. 11.	Per Diem	366 00

SPECIAL SESSION.

March	26.	Certificate No. 89.	Per Diem	30 00	
April	9.	Certificate No. 203.	Per Diem	25 00	
April	13.	Certificate No. 247.	Per Diem	147 00	
					$686 00

REGULAR SESSION.

DAVID J. HEFRON.

Jan.	14.	Certificate No. 10.	Mileage	$55 00
Jan.	14.	Certificate No. 15.	Per Diem	60 00
Jan.	21.	Certificate No. 71.	Per Diem	42 00
Jan.	29.	Certificate No. 125.	Per Diem	42 00
Feb.	11.	Certificate No. 220.	Per Diem	84 00
Feb.	18.	Certificate No. 275.	Per Diem	42 00
Feb.	25.	Certificate No. 231.	Per Diem	42 00
March	4.	Certificate No. 392.	Per Diem	54 00

SPECIAL SESSION.

March	16.	Certificate No. 15.	Per Diem	84 00
March	25.	Certificate No. 80.	Per Diem	42 00
March	29.	Certificate No. 110.	Per Diem	42 00
April	6.	Certificate No. 168.	Per Diem	42 00
April	13.	Certificate No. 248.	Per Diem	30 00
				$663 00

REGULAR SESSION.

WM. B. HUTCHINSON.

Jan.	17.	Certificate No. 63.	Mileage	$65 60
Feb.	3.	Certificate No. 170.	Per Diem	150 00
Feb.	16.	Certificate No. 271.	Per Diem	95 00
March	7.	Certificate No. 451.	Per Diem	121 00

SPECIAL SESSION.

March	23.	Certificate No. 65.	Per Diem	84 00
April	1.	Certificate No. 131.	Per Diem	72 00
April	9.	Certificate No. 206.	Per Diem	42 00
April	13.	Certificate No. 253.	Per Diem	40 00
				$669 60

REGULAR SESSION.

JACOB KEYSER.

Jan.	14.	Certificate No. 11.	Mileage	$40 80
Jan.	14.	Certificate No. 14.	Per Diem	60 00
Jan.	29.	Certificate No. 131.	Per Diem	75 00
Feb.	18.	Certificate No. 298.	Per Diem	135 00
March	5.	Certificate No. 410.	Per Diem	96 00

SPECIAL SESSION.

March	19.	Certificate No. 47.	Per Diem	84 00
April	9.	Certificate No. 193.	Per Diem	114 00
April	13.	Certificate No. 256.	Per Diem	42 00
				$646 80

REGULAR SESSION.

HENRY KRAMER.

Jan.	14.	Certificate No. 39.	Mileage	$88 80
Jan.	29.	Certificate No. 115.	Per Diem	150 00
Feb.	12.	Certificate No. 251.	Per Diem	25 00
Feb.	24.	Certificate No. 317.	Per Diem	50 00
March	4.	Certificate No. 370.	Per Diem	141 00

SPECIAL SESSION.

March	25.	Certificate No. 84.	Per Diem	108 00
April	2.	Certificate No. 157.	Per Diem	42 00
April	13.	Certificate No. 257.	Per Diem	90 00
				$694 80

REGULAR SESSION.

BYRON W. LANGDON.

Jan.	14.	Certificate No. 40.	Mileage	$25 60	
Jan.	14.	Certificate No. —.	Per Diem	60 00	
Jan.	26.	Certificate No. 108.	Per Diem	42 00	
Jan.	29.	Certificate No. 162.	Per Diem	42 00	
Feb.	5.	Certificate No. 196.	Per Diem	42 00	
Feb.	11.	Certificate No. 234.	Per Diem	42 00	
Feb.	21.	Certificate No. 304.	Per Diem	42 00	
Feb.	26.	Certificate No. 350.	Per Diem	42 00	
Mar.	5.	Certificate No. 404.	Per Diem	54 00	

SPECIAL SESSION.

Mar.	19.	Certificate No, 54.	Per Diem	84 00	
Apr.	1.	Certificate No. 142.	Per Diem	72 00	
Apr.	9.	Certificate No. 197.	Per Diem	42 00	
Apr.	13.	Certificate No. 244.	Per Diem	42 00	
					$631 60

REGULAR SESSION.

G. V. MENZIES.

Feb.	7.	Certificate No. 206.	Mileage	$80 80	
Feb.	7.	Certificate No. 207.	Per Diem	180 00	
Mar.	4.	Certificate No. 371.	Per Diem	186 00	

SPECIAL SESSION.

Apr.	14.	Certificate No. 262.	Per Diem	240 00	
					$686 80

REGULAR SESSION.

MOSES POINDEXTER.

Feb.	5.	Certificate No. 189.	Mileage	$40 80	
Feb.	11.	Certificate No. 240.	Per Diem	30 00	
Mar.	4.	Certificate No. 389.	Per Diem	336 00	

SPECIAL SESSION.

Apr.	13.	Certificate No. 264.	Per Diem	240 00	
					$646 80

REGULAR SESSION.

THEODORE RISTINE.

Feb.	5.	Certificate No. 188.	Per Diem	$180 00	
Feb.	11.	Certificate No. 237.	Mileage	18 00	
Mar.	5.	Certificate No. 400.	Per Diem	186 00	

SPECIAL SESSION.

Apr.	13.	Certificate No. 265.	Per Diem	240 00	
					$624 00

REGULAR SESSION.

S. E. URMSTAN.

Jan.	21.	Certificate No. 70.	Mileage	$44 00	
Mar.	5.	Certificate No. 421.	Per Diem	366 00	

SPECIAL SESSION.

Mar.	25.	Certificate No. 91.	Per Diem	108 00	
Apr.	1.	Certificate No. 137.	Per Diem	54 00	
Apr.	14.	Certificate No. 276.	Per Diem	78 00	
					$650 00

REGULAR SESSION.

ABNER H. SHAFFER.

Jan. 14.	Certificate No. 13.	Mileage	$42 80
Jan. 21.	Certificate No. 95.	Per Diem	102 00
Jan. 29.	Certificate No. 165.	Per Diem	84 00
Feb. 18.	Certificate No. 290.	Per Diem	64 00
Mar. 4.	Certificate No. 372.	Per Diem	116 00

SPECIAL SESSION.

Mar. 18.	Certificate No. 34.	Per Diem	84 00
Mar. 30.	Certificate No. 123.	Per Diem	84 00
April 13.	Certificate No. 269.	Per Diem	72 00
			$648 00

REGULAR SESSION.

MARCUS C. SMITH.

Jan. 17.	Certificate No. 54.	Mileage	$21 20
Jan. 29.	Certificate No. 138.	Per Diem	150 00
Feb. 12.	Certificate No. 252.	Per Diem	150 00
Mar. 5.	Certificate No. 373.	Per Diem	66 00

SPECIAL SESSION.

Mar. 24.	Certificate No. 78.	Per Diem	108 00
April 2.	Certificate No. 149.	Per Diem	50 00
April 8.	Certificate No. 182.	Per Diem	50 00
April 14.	Certificate No. 274.	Per Diem	32 00
			$627 20

REGULAR SESSION.

JESSE J. SPANN.

Jan. 12,	Certificate No. 4.	Mileage	$15 00
Jan. 12.	Certificate No. 5.	Per Diem	42 00
Jan. 22.	Certificate No. 99.	Per Diem	60 00
Jan. 29.	Certificate No. 133.	Per Diem	42 00
Feb. 5.	Certificate No. 190.	Per Diem	36 00
Feb. 12.	Certificate No. 256.	Per Diem	42 00
Feb. 18.	Certificate No. 288.	Per Diem	42 00
Feb. 26.	Certificate No. 339.	Per Diem	50 00
Mar. 4.	Certificate No. 397.	Per Diem	52 00
April 15.	Certificate No. 298.	Bal. Mileage	1 00

SPECIAL SESSION.

Mar. 18.	Certificate No. 36.	Per Diem	84 00
Mar. 24.	Certificate No. 72.	Per Diem	42 00
April 1.	Certificate No. 132.	Per Diem	42 00
April 7.	Certificate No. 181.	Per Diem	42 00
April 9.	Certificate No. 190.	Per Diem	30 00
			$622 00

REGULAR SESSION.

WM. A. TRAYLOR.

Jan. 29.	Certificate No. 101.	Mileage	$94 00
Feb. 12.	Certificate No. 254.	Per Diem	228 00
March 5.	Certificate No. 398.	Per Diem	138 00

SPECIAL SESSION.

March 11.	Certificate No. 6.	Per Diem	42 00
April 2.	Certificate No. 152.	Per Diem	100 00
April 9.	Certificate No. 199.	Per Diem	56 00
April 14.	Certificate No. 275.	Per Diem	42 00
			$700 00

REGULAR SESSION.

E. R. WILSON.

Jan.	14.	Certificate No. 76.	Mileage	$34 40	
Feb.	9.	Certificate No. 216.	Per Diem	180 00	
March	5.	Certificate No. 419.	Per Diem	186 00	

SPECIAL SESSION.

April	14.	Certificate No. 279.	Per Diem	240 00	
					$640 40

REGULAR SESSION.

THOMAS J. WOOD.

Jan.	14.	Certificate No. 12.	Mileage	$30 80	
Jan.	14.	Certificate No. 28.	Per Diem	60 00	
Jan.	24.	Certificate No. 100.	Per Diem	54 00	
Jan.	29.	Certificate No. 153.	Per Diem	42 00	
Feb.	4.	Certificate No. 176.	Per Diem	42 00	
Feb.	12.	Certificate No. 254.	Per Diem	42 00	
Feb.	18.	Certificate No. 281.	Per Diem	42 00	
Feb.	22.	Certificate No. 309.	Per Diem	25 00	
March	4.	Certificate No. 374.	Per Diem	59 00	

SPECIAL SESSION.

March	18.	Certificate No. 33.	Per Diem	84 00	
March	31.	Certificate No. 128.	Per Diem	72 00	
April	9.	Certificate No. 194.	Per Diem	42 00	
April	14.	Certificate No. 280.	Per Diem	42 00	
					$666 80

REGULAR SESSION.

L. J. WOOLLEN.

Jan.	14.	Certificate No. 26.	Mileage	$42 40	
Jan.	14.	Certificate No. 27.	Per Diem	60 00	
Jan.	14.	Certificate No. 75.	Per Diem	42 00	
Jan.	29.	Certificate No. 150.	Per Diem	42 00	
Feb.	11.	Certificate No. 244.	Per Diem	84 00	
Feb.	18.	Certificate No. 278.	Per Diem	42 00	
Feb.	28.	Certificate No. 358.	Per Diem	42	
March	4.	Certificate No. 382.	Per Diem	54 00	

SPECIAL SESSION.

March	18.	Certificate No. 35.	Per Diem	84 00	
March	26.	Certificate No. 90.	Per Diem	42 00	
April	1.	Certificate No. 134.	Per Diem	42 00	
April	13.	Certificate No. 254.	Per Diem	72 00	
					$648 40

REGULAR SESSION.

THOMAS HANNA, LIEUTENANT-GOVERNOR.

Jan.	14.	Certificate No. 9.	Mileage	$16 00	
Jan.	21.	Certificate No. 81.	Per Diem	102 00	
Jan.	29.	Certificate No. 117.	Per Diem	48 00	
Feb.	11.	Certificate No. 235.	Per Diem	84 00	
Feb.	18.	Certificate No. 286.	Per Diem	42 00	
Feb.	26.	Certificate No. 348.	Per Diem	42 00	
March	5.	Certificate No. 423.	Per Diem	24 00	

SPECIAL SESSION.

March 16.	At $8 Per Day. Certificate No. 18. Per Diem	$80 00	
March 26.	Certificate No. 60. Per Diem	50 00	
March 31.	Certificate No. 125. Per Diem	75 00	
April 12.	Certificate No. 224. Per Diem	30 00	
April 14.	Certificate No. 285. Per Diem	85 00	
			$675 00

REGULAR SESSION.

Per Diem of Officers $1,062 00

SPECIAL SESSION.

Per Diem of Officers $720 00

REGULAR SESSION.

Per Diem of Employes $7,435 00

SPECIAL SESSION.

Per Diem of Employes $5,071 00

Allowed, by resolution at Special Session, for supplies, labor and rent of rooms, (see accompanying ledger filed herewith), the sum of $3,196 64

The number of warrants, the specified amounts thereof, and to whom payable, are set forth upon the accompanying ledger kept by the Assistant Secretary of the Senate.

THOMAS HANNA,
President of the Senate.
R. B. SEARS,
Asst. Sec'y of Senate.

Mr. Bell offered the following resolution:

Resolved, That the President of the Senate draw a warrant on the State Treasury in favor of W. H. Drapier, for $95 for work done by him under the order of the last Senate, and written authority of the Secretary thereof, in arranging and making up the Senate Journals of the latter days of that session—this work being done in nineteen days after the adjournment—though over a month's time was taken, as shown by the receipt, for the work signed by the Secretary of State.

Pending the consideration of which, Mr. Comstock moved that the Senate adjourn *sine die*, whereupon Lieutenant Governor Hanna said:

Senators:

Before I declare the Senate adjourned, permit me to say, in the way of a parting word, that I am thankful to you on account of

your aid to your presiding officer in the performance of the difficult task he has had before him. Coming as I did without a day's legislative experience, and being able to go through an hundred days session and not a single division of opinion existing between the Chair and the Senate, is a pleasing fact to me, and it could not have been brought about but for your uniform courtesy and great desire to do unto others as you would have others do unto you. You have had a greater amount of work to perform than any other Legislature within the history of the State, and I think the legislative records bear me out in the statement that you have done more labor than any other of your preceding bodies. I will not undertake to elaborate your work, for it is known to you all, and is now a part of the history of the Commonwealth, and we have every reason to believe that your work will receive the approbation of the two millions of people whom you represent. Our associations for the last two sessions have been among the most pleasant of my life, and when I have grown older and turn with an aged eye and look upon the pathway in the plain of my life, these last hundred days will be like a beautiful oasis on either side thereof.

One word more. If anything has transpired in your deliberations during the heat of debate, or in the excitement of the moment, that will in any manner tend to mar the memory of your associations here leave it behind you; when you pass out over the door steps of this chamber, let it be blotted from the tablets of your memory; let it be buried in the grave among the things which are forgotten; *it shall be so with me.* May God speed you all in your life work.

The question is on the motion of the Senator from Wayne, that the Senate adjourn *sine die.* As many as favor the motion will say "aye," those of a contrary opinion, "no."

It is carried.

And the Senate was adjourned *sine die.*

THOMAS HANNA,

President of the Senate.

LIST

Of Senate Bills and Joint Resolutions of the Senate, and also House Bills and Joint Resolutions of the House of Representatives, received by, and acted upon in the Senate, at the Regular and Special Sessions of the Fifty-Second General Assembly of the State of Indiana, commencing Thursday, January 6, 1881, with an Index, published under Act, approved April 21, 1881. Acts of 1881, page 522. By

WILLAM H. SCHLATER,
Principal Secretary of Senate, Special Session.

SENATE BILLS.

No. 1. BY SENATOR BELL. January 11, 1881—

"For an act extending the jurisdiction of the Criminal Circuit Court of Vigo county so as to give the same concurrent jurisdiction in civil cases and other matters, with certain exceptions therein named, with the Civil Circuit Court of said county, also containing certain provisions in relation to the Clerk, Sheriff, Judge and Prosecuting Attorney of said Criminal Circuit Court and their duties, salaries and fees; also in regard to jurors and witnesses in said court, and in relation to actions on forfeited recognizances and forfeited bonds, together with other matters properly connected with said extension of jurisdiction, and declaring an emergency."

Read first time 61
Read second time and laid on table 86
Referred to Committee on Organization of Courts 101
Committee recommend indefinite postponement 416

No. 2. BY SENATOR BRISCOE. January 11, 1881—

"For an act to repeal an act entitled 'An act prescribing certain duties of railroad companies, and requiring such companies to sound the whistle on all locomotive engines at the crossing of any turnpike or other highway, prescribing penalties and punishment for violations thereof, and repealing all laws in conflict therewith,' approved March 29, 1879."

Read first time 61, 62
Referred to Committee on Railroads 102
Committee recommend amendments and to pass 201
Report concurred in 201
Amendments 317
Vote concerning committee report reconsidered 317
Order of business suspended, read second time 507
Motion to suspend constitutional rule failed 507
Motion to consider engrossed, read third time and passed 508
Motion to reconsider order of engrossment 509
Recommitted with instructions 509
Majority recommend to pass with amendments 523, 524
Report concurred in 524
Read third time, passed, title adopted 524, 525

No. 3. BY SENATOR BROWN. January 11, 1881—

"For an act to provide for the call of a convention of the people of the State of Indiana to revise, amend or alter the Constitution of said State, or to make a new Constitution for said State, and to provide for submitting said new Constitution to a vote of the qualified voters of said State of Indiana."

Read first time 62
Referred to committee of one from each Congressional District 102
Committee announced 112
Report of committee made special order 143
Read second time and amended 198, 199, 200
Motion to order engrossed made special order 200, 263, 299, 311, 321
Ordered engrossed, read third time 355
Failed to pass 365
Special order 396

No. 4. BY SENATOR CHAPMAN. January 11, 1881—

"For an act providing for the organization and government of the State's prisons, for the appointment of a Board of Directors to have charge thereof, and for other matters pertaining to the discipline, management and wants of prisoners, and to repeal an act for the government of State prisons, approved February 5, 1857, and an act for the establishment of a prison north of the National road, approved March 5, 1857, and all other laws and parts of laws inconsistent herewith."

Read first time..... 62
Referred to Committee on Prisons..... 102
Committee report, 200 copies ordered printed..... 212
Recommitted to Committee on Prisons..... 212
Committee recommend be made special order,.....342, 343, 357
Enacting clause stricken out..... 390

No. 5. BY SENATOR COMPTON. January 11, 1881—

"For an act to amend sections 17 and 18 of an act entitled, 'An act regulating the workings of coal mines, and declaring a lien upon the works and machinery for work and labor in mining coal and for royalty on coal, and providing penalty for the violation thereof, and providing for the appointment and qualification of Mine Inspector and prescribing his duties, and declaring an emergency,' approved March 8, 1879, and adding supplemental sections thereto, and declaring an emergency."

Read first time..... 63
Referred to Committee on Mines, Mining, etc..... 102
Majority report of committee recommend passage with amendments..... 341
Read second time, report concurred in. Engrossed..... 393
Read third time, passed, title amended and adopted.....491, 492
Passed House..... 556
Committee on enrollment report. Signed by President..... 560
Signed by Speaker..... 562
Approved by Governor.....577, 608

No. 6. BY SENATOR COMSTOCK. January 11, 1881—

"For an act concerning the allowance of claims against decedents' estates."

Read first time, referred to committee of one..... 63
Committee report concurred in..... 72
Read second time, motion to consider engrossed, adopted..... 72
Read third time, passed, title adopted..... 73
Passed House..... 190
Report of Committee on Enrollment.....243, 263
Signed by Speaker..... 257
Approved by Governor..... 299

No. 7. BY SENATOR FOSTER. January 11, 1881—

"For an act to establish public libraries in connection with the common schools in all cities of fifteen thousand and more inhabitants, and to define the duties and powers of the Boards of School Trustees, etc., in relation thereto."

Read first time..... 63
Referred to Committee on Education..... 102
Motion to suspend constitutional rules rejected..... 291
Committee report to amend and pass.....295, 296
Report concurred in, read second time..... 296
Constitutional rule suspended, considered engrossed, read third time..... 296
Passed, title adopted as amended.....296, 297
Passed House..... 551
House amendments concurred in..... 555
Committee on enrollment report..... 561
Signed by Speaker..... 562
Signed by President..... 562
Approved by Governor..... 577

No. 8. BY SENATOR HEFRON. January 11, 1881—

"For an act to regulate the charges for the transportation of freight over railroads in this State, repealing all laws in conflict therewith, and prescribing penalties for violations thereof."

Read first time.....63, 64

No. 8. BY SENATOR HEFRON—Continued.
Referred to Committee on Railroads 102
Committee recommend to favorable consideration 342
100 copies ordered printed 610, 687
Special order 662
Referred to special committee of five 721
Special order 925

No. 9. BY SENATOR LANGDON. January 11, 1881—
"For an act concerning the education and employment of children."
Read first time 64
Referred to Committee on Education 102

No. 10. BY SENATOR LEEPER. January 11, 1881—
"For an act empowering County Commissioners to convey cemeteries and providing for the management and control thereof."
Read first time 64
Referred to Committee on Rights and Privileges 102
Majority Committee recommend to pass 142
Read second time 161
Committee report concurred in, engrossed 161
Read third time, passed, title adopted 169
Passed House with amendments 822
Amendments concurred in 822
Committee on enrollment report 863
Signed by Speaker 867
Signed by President 869
Approved by Governor 919

No. 11. BY SENATOR LOCKRIDGE. January 11, 1881—
"For an act regulating recognizances and their continuance from term to term."
Read first time 64
Referred to Committee on Judiciary 102
Committee recommend indefinite postponement 155
Read second time, laid on table 165
Committee report concurred in 187

No. 12. BY SENATOR MENZIES January 11, 1881—
"For an act to amend section 40 of 'An act to divide the State into circuits for judicial purposes, fixing the time for holding courts therein,'" etc., approved March 6, 1873. Acts of regular session, 1873, page 84.
Read first time 64
Constitutional rule suspended, read second time 65
Read third time, vote on question to pass, 45 ayes [passed] 65
Passed House 75
Committee on Enrollment, report 118, 161
Approved by Governor 169

No. 13. BY SENATOR RAHM. January 11, 1881—
"For an act reducing interest on school fund mortgages from 8 to 6 per cent."
Read first time 65
Referred to Committee on Education 103
Committee recommend to amend and pass 227
Read second time, report concurred in 315
Motion to recommit with instructions 331
Indefinitely postponed 331

No. 14. BY SENATOR SAYRE. January 11, 1881—
"For an act concerning judgments in courts of record and the satisfaction of the same of record, and declaring an emergency."
Read first time 65
Referred to Committee on Judiciary 103
Committee on Judiciary recommend amendment and passage 470

No. 15. BY SENATOR SHAFFER. January 11, 1881—

"For an act to provide for the government and discipline of the State prisons, and to repeal 'An act to provide for the government of the State prison,' approved February 5, 1857, and all other laws inconsistent therewith."

Read first time 65
Motion to suspend constitutional rules rejected 65, 66
Referred to Committee on Prisons 103
Two hundred copies ordered printed and recommitted to Committee on Prisons 212, 342

No. 16. BY SENATOR SMITH. January 11, 1881—

"For an act to amend section 79 of 'An act to repeal all general laws now in force for the incorporation of cities, prescribing their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto,'" approved March 16, 1867.

Read first time 66
Referred to Committee on Corporations 103
Committee recommend to pass 224
Read second time, report concurred in 314
Ordered engrossed 314
Read third time, passed, title adopted 330
Passed House 907
Report of Committee on Enrollment 940
Signed by Speaker and President 946, 948
Returned to House by request 955
Amended and passed House 973
Amendments concurred in 994
Committee on Enrollment report 1029
Signed by Speaker 1031
Signed by President 1032
Approved by Governor 1044

No. 17. BY SENATOR TRAYLOR. January 11, 1881.

"For an act concerning parties to actions."

Read first time 66
Referred to Committee on Judiciary 103
Committee recommend to pass 156
Read second time, report concurred in, engrossed 165
Read third time, passed, title adopted 258
Passed House 542
Committee on Enrollment report 546
Signed by Speaker and President 546
Approved by Governor 563

No. 18. BY SENATOR VAN VORHIS, January 11, 1881—

"For an act supplemental to an act approved March 14, 1867, entitled 'An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as pertain thereto.'"

Read first time 66
Motion to refer to special committee of five, committee appointed 126, 127
Report of committee 303, 304
Recommitted to Select Committee on Affairs of Indianapolis 354
Select Committee recommend amendment and to pass 379
Report concurred in, ordered engrossed 392
Read third time, passed, title adopted 490
Passed House 559
Signed by Speaker 567
Signed by President 568
Governor requested to return 573
Approved by the Governor 608

No. 19. BY SENATOR URMSTON. January 11, 1881—

"For an act to prescribe the time in which defendants shall be required to appear and answer in civil actions."

Read first time 67

No. 19. BY SENATOR URMSTON—Continued.
Referred to Committee on Judiciary..... 103
Committee recommend indefinite postponement..... 127
Committee on Organization of Courts recommend to lie on table..... 417

No. 20. BY SENATOR VOYLES. January 11, 1881—
"For an act to amend section 74 of an act entitled 'An act to provide for a general system of common schools, the officers thereof, and their respective duties and matters properly connected therewith, and prescribing the fees for certain officers therein named.'"
Read first time..... 67
Referred to Committee on Judiciary..... 103

No. 21. BY SENATOR WILSON. January 12, 1881—
"For an act to provide for the government and discipline of the State prisons, prescribing punishment for the violations thereof, and to repeal acts," etc.
Read first time..... 67, 75
Referred to Committee on Prisons..... 104
Committee recommend to lie on table..... 342

No. 22. BY SENATOR YANCEY. January 12, 1881—
"For an act to provide for the examination of the accounts of certain public officers and to enforce the same."
Read first time..... 76
Referred to Committee on County and Township Business..... 104
Committee recommend to lie on table..... 283
Read second time, committed report concurree in..... 322

No. 23. BY SENATOR WOOLLEN. January 12, 1881—
"For an act to protect the elective franchise, and providing penalties for violation of the provisions therein contained."
Read first time..... 76
Referred to Committee on Judiciary..... 104
Committee recommend to amend and pass..... 181
Read second time, report concurred in..... 187
Read third time, passed, title adopted..... 211

No. 24. BY SENATOR WILSON. January 12, 1881—
"For an act to authorize the appointment of a Commissioner of Fisheries for the State of Indiana, defining his duties, and making an appropriation to defray the expenses thereof."
Read first time..... 76
Referred to Committee on Swamp Lands..... 104
Committee recommend passage, concurred in..... 215
Two hundred copies ordered printed..... 215, 355
Amendment by Senator Sayre adopted..... 355
Read second time, ordered engrossed, reconsidered..... 355
Amended and ordered engrossed..... 355
Read third time and passed..... 488-9
Passed the House..... 730
Report of Committee on Enrollment..... 754
Signed by Speaker..... 755
Approved by Governor..... 796

No. 25. BY SENATOR WHITE. Jauuary 12, 1881—
"For a bill to repeal an act entitled 'An act to provide for the inspection of mineral or or petroleum oils for illuminating purposes, to regulate the sale of same, to provide for the appointment of Inspectors and Deputy Inspectors, and prescribing penalties for violating any of the provisions of this act,' and to repeal all laws in conflict with the same."
Read first time..... 76
Referred to Committee on County and Township Business..... 104
Committee on County and Township Business recommend substitution..... 340
Committee ordered to have 200 copies printed..... 344
Special order..... 401, 427, 460, 461, 462
Report concurred in, ordered engrossed..... 463

No. 25. BY SENATOR WHITE—Continued.

Read third time, failed to pass 490, 491
Motion to recommit adopted 503
Committee recommend amendment and to pass 509
Read third time, passed 529
Title adopted 529
Passed House with amendments 802
Committee of Conference, ... 806, 845, 879
House agrees to Conference Committee report 891
Committee on Enrollment report 918
Signed by Speaker and President 920, 921
Approved by Governor 975

No. 26. BY SENATOR VOYLES. January 12, 1881—

"For an act in relation to the issuing of marriage licenses, and matters properly connected therewith."

Read first time 76
Referred to Committee on Federal Relations 104
Minority committee recommend to pass 228
Majority committee recommend indefinite postponement 228
Read second time with committee reports 254
Recommitted to Committee on Public Health 254

No. 27. BY SENATOR VAN VORHIS. January 12, 1881—

"For an act to amend section 1 of 'An act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers and duties in civil cases,' approved January 9, 1852."

Read first time 76
Referred to Committee on Judiciary 104
Committee recommend to pass as amended 156
Read second time, report concurred in, ordered engrossed 165
Read third time, passed, title adopted 217, 218

No. 28. BY SENATOR SPANN. January 12, 1881—

"For an act to prohibit pool selling, and providing penalties therefor."

Read first time 76
Referred to Committee on Judiciary 104
Committee recommend to pass 155
Read second time, report concurred in, engrossed 165
Read third time, passed, title adopted 217
Passed House 443
Report of Committee on Enrollment 483
Signed by Speaker 486
Signed by President 488
Approved by Governor 502

No. 29. BY SENATOR SMITH. January 12, 1881—

"For a bill to provide for securing the muster rolls of the first, second and third regiments of Indiana volunteers, which have been abstracted or lost from the military files of the State, and for defraying the expenses thereof."

Read first time 77
Referred to Committee on Military Affairs 105

No. 30. BY SENATOR SHAFFER. January 12, 1881—

"For an act to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, prescribing penalties for the violation of this act, and prescribing penalties for intoxication, and providing for the recovery of damages for injuries growing out of unlawful sales of intoxicating liquors, and requiring police officers and constables to see that the same is enforced, and providing penalties for neglect to do so, and requiring such officers to make arrests and enter complaint and providing penalties for neglect, and to repeal all laws and parts of laws coming in conflict with the provisions of this act and declaring an emergency."

Read first time 77
Referred to Committee on Temperance 105
Committee on Temperance recommend to lie on table 339

No. 30. BY SENATOR SHAFFER—Continued.
Minority report recommending substitution of Senate Bill No. 128..... 839
Special order.....401, 449, 450, 451, 452, 453, 454, 493, 501
Failed to pass..... 502

No. 31. BY SENATOR RISTINE. January 12, 1881—
"For an act to establish a Superior Court in the county of Montgomery, defining its jurisdiction, providing for the election and compensation of the judge thereof."
Read first time..... 77
Referred to Committee on Organization of Courts..... 105
Committee recommend indefinite postponement..... 919

No. 32. BY SENATOR POINDEXTER. January 12, 1881—
"For an act to amend section 2 of an act entitled 'An act concerning the organization and perpetuity of voluntary associations,' and repealing an act entitled 'An act concerning the organization of voluntary associations and repealing former laws in reference thereto,' approved February 12, 1855, and repealing last act repealed by said act, and authorizing gifts or devises by will to be made to any corporation or purpose contemplated by this act," approved February 20 1867.
Read first time..... 77
Referred to Committee on Corporations..... 105
Committee recommend to pass..... 201
Motion to suspend constitutional rules..... 213
Read second time, considered, engrossed..... 213
Read third time, passed, title adopted.....213, 314
Passed House with amendment..... 434
House amendments concurred in..... 516
Returned to House..... 526
Passed House with amendments..... 557
House amendments read, referred to Committee on Judiciary..... 628
Committee recommend concurrence, report concurred in..... 674
Enrollment Committee report.....696, 712
Signed by Speaker..... 720
Signed by President..... 724
Approved by Governor..... 796

No. 33. BY SENATOR MENZIES. January 12, 1881—
"For an act prohibiting certain animals running at large, providing remedies for damages, prescribing duties of certain officials and excepting railway companies from the provisions," etc.
Read first time..... 77
Referred to Committee on Agriculture..... 105
Majority report recommend to pass..... 281
Two hundred copies ordered printed..... 281
Read second time, report concurred in..... 322
Ordered engrossed..... 322
Read third time..... 348
Failed to pass.....348, 349

No. 34. BY SENATOR KEISER. January 12, 1881—
"For an act for the relief of John P. Hance, late treasurer of Carroll county, Indiana, and the sureties on his official bond and declaring an emergency.
Read first time..... 78
Referred to Committee on County and Township Business..... 105
Committee recommend to lie on table..... 380

No. 35. BY SENATOR KAHLO. January 12, 1881—
"For an act limiting the powers of railroad companies to charge and exact compensation for the transportation of passengers upon the railroads of this State, providing a punishment for violations thereof and declaring an emergency.
Read first time..... 78
Referred to Committee on Railroads..... 105
Committee recommend indefinite postponement..... 343
Read second time, report concurred in..... 777

No. 36. BY SENATOR HEFRON. January 12, 1881—

"For an act to amend section 26 of an act entitled, 'An act providing for the settlement of decedents' estates, prescribing the rights, liabilities and duties of officers connected with the management thereof and the heirs thereto, and certain forms to be used in such settlement.'"

Read first time 78
Referred to Committee on Judiciary 105
Committee recommend to amend and pass 156
Read second time, report concurred in, engrossed 165
Read third time, passed 212
Title adopted 212
Passed House 442
Report committee on enrollment 483
Signed by Speaker 486
Signed by President 488
Approved by Governor 502

No. 37. BY SENATOR HART. January 12, 1881—

"For an act to amend sections 49 and 58 of 'An act to provide for a uniform assessment of property and for the collection and return of taxes thereon,' approved December 21, 1872."

Read first time 80
Referred to Committee on County and Township Business 106
Committee recommend amendment, and to pass 223
100 copies ordered printed 228
Special order 230, 260
Read second time 283
Committee report concurred in 283
Amendments adopted 284
Senate refused to engross 284
Referred to Committee on Finance 285
Committee recommend to lie on table 507

No. 38. BY SENATOR FOSTER. January 12, 1881—

"For an act to establish a State public school for dependent children."

Read first time 80
Referred to Committee on Education 106
Committee recommend to lie on table 226
Read second time, with report 318

No. 39. BY SENATOR COMSTOCK. January 12, 1881—

"For an act to authorize County Commissioners to provide by purchase suitable asylum for the use and occupancy of children who are proper charges upon the counties, limiting the amount to be expended, defining who shall be received therein, providing for their support and declaring an emergency."

Read first time 81
Referred to Committee on Benevolent Institutions 106
Committee recommend to pass 142
Read second time with report, concurred in 161
Ordered engrossed 161
Passed over 169
Passed, title adoped 197
Passed House 443
Report of Committee on Enrollment 483
Signed by Speaker 486
Signed by President 488
Approved by Governor 502

No. 40. BY SENATOR COMPTON. January 12, 1881—

"For an act to amend section 3 of 'An act to provide for township elections and repealing laws inconsistent therewith,' approved March 3, 1877."

Read first time 81
Referred to Committee on County and Township Business 106
Committee recommend to pass 283
Read second time, report concurred in 322
Ordered engrossed 322

No. 41. BY SENATOR COFFEY. January 12, 1881—
"For an act to amend section 48 of an act entitled, 'An act to divide the State into circuits for judicial purposes,' etc."
Read first time 81
Referred to Committee on Organization of Courts 106
Committee recommend amendments and to pass 222, 223
Read third time, passed, title adopted 257
Passed House 557
Committee on Enrollment report 563
Signed by President 565
Approved by Governor 577

No. 42. BY SENATOR CHAPMAN. January 12, 1881—
"For an act to repeal 'An act touching foreign importations and providing that certain acts thereof shall work a forfeiture,' approved March 15, 1879."
Read first time 81
Referred to Committee on Mines, Mining, etc 106
Committee on Mines, Mining, etc. recommend to pass with amendments 341, 342
Committee on Judiciary recommend indefinite postponement 342
Read second time, majority report concurred in, special order 772, 817, 840
Minority report substituted for majority report 841
Motion to reconsider laid on table 841

No. 43. BY SENATOR BUNDY. January 12, 1881—
"For an act to amend section 12 of an act entitled 'An act regulating descents and the apportionment of estates."
Read first time 81
Referred to Committee on Judiciary 106
Committee recommend indefinite postponement 127
Referred to Committee on Organization of Courts 138
Motion to recommit agreed to 139
Committee recommend indefinite postponement 240
Read second time and report concurred in 295

No. 44. BY SENATOR BROWN. January 12, 1881—
"For an act to amend section 10 of an act entitled 'An act touching contempts of court, prescribing penalties that may be inflicted therefor, and the methods of procedure therein,'" approved March 31, 1879.
Read first time 81
Referred to Committee on Judiciary 106
Committee recommend amendments and to pass 154, 155
Read second time with committee report 166
Motion to refer to Committee on Revision of Laws tabled 166
Report concurred in, engrossed 166
Read third time, passed, title adopted 212
Passed House 442
Report of Committee on Enrollment 483
Signed by Speaker 486
Signed by President 488
Approved by Governor 502

No. 45. BY SENATOR BRISCOE. January 12, 1881—
"For an act to preserve the purity of elections, etc., and providing penalties therefor."
Read first time 82
Referred to Committee on Judiciary 107
Committee recommend indefinite postponement 155
Read with committee report, concurred in 167

No. 46. BY SENATOR BISCHOWSKY. January 12, 1881—
"For an act to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of said court, and to abolish the Criminal Court of said county, and transfer the business thereof to the Circuit Court thereof and declaring an emergency.
Read first time 82
Referred to Committee on Judiciary 107
Committee recommend to pass 416

No. 47. BY SENATOR BENZ. January 12, 1881—
"For an act concerning the licensing of the engineers of stationary engines.
Read first time 82
Referred to Committee on Federal Relations, etc 107
Committee recommend to pass with amendment 223
Read second time, report committee concurred in 253
Engrossed 253
Read third time and recommitted to Committee on Judiciary 270
Committee report back with amendment 301

No. 48. BY SENATOR BISCHOWSKY. January 13, 1881—
"For an act to provide for the schools of the State a uniform series of text books that shall be better and cheaper than those now in use.
Read first time 86
Referred to Committee on Education 107
Committee recommend to lay on table 214

No. 49. BY SENATOR BRISCOE. January 13, 1881—
"For an act to promote the general health and secure better general drainage of the lands, etc., prescribing certain duties, fixing penalties for the violation thereof and repealing all laws in conflict therewith and declaring an emergency.
Read first time 86
Referred to Committee on Swamp Lands 107
Committee recommend indefinite postponement 221
Read second time, referred to committee 294

No. 50. BY SENATOR BUNDY. January 13, 1881—
"For an act to legalize the incorporation of the town of New Castle, in Henry county, Indiana, and all additions made thereto, and the annexation of contiguous territory thereto," etc.
Read first time 87
Motion to suspend constitutional rule offered and withdrawn 95, 96
Referred to Committee on Corporations 107
Committee recommend to pass 223
Read second time, report concurred in 226
Constitutional rule suspended, engrossed, read third time 229
Passed, title adopted 229
Passed House 559
Enrolled committee report 567
Signed by Speaker 567
Signed by President 567
Approved by Governor 577

No. 51. BY SENATOR FOSTER. January 13, 1881—
"For an act concerning interest and usury."
Read first time 87
Referred to Committee on Judiciary 108
Committee on Judiciary recommend to indefinitely postpone 338
Read second time, report concurred in 777

No. 52. BY SENATOR LEEPER. January 13, 1881—
"For an act to amend section 34 of an act entitled 'An act to provide for a system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, and prescribing fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed,' approved March 5, 1865."
Read first time 87
Referred to Committee on Education 108
Committee recommend amendment and to pass 224, 225, 226
Read second time, amended 297
Report as amended adopted, engrossed 297
Read third time, passed, title adopted 332
Passed House 1051

No. 53. BY SENATOR RAHM. January 13, 1881—
"For an act to amend the charter of the city of Evansville, Indiana."
Read first time ... 87
Referred to Committee on Corporations ... 108
Committee on Corporations recommend to pass ... 140
Report concurred in, Constitutional rule suspended, read second time ... 140
Engrossed, read third time, passed, title adopted ... 141
Passed House ... 190
Returned from House ... 325
Enrolled and delivered to Governor ... 333
Approved by Governor ... 367

No. 54. BY SENATOR RISTINE. January 13, 1881—
"For an act to amend an act entitled 'An act authorizing Boards of County Commissioners to contract for gravel, macadamized or paved roads upon petition of a majority of resident land owners along and adjacent to the line of any road, authorizing them to issue bonds of the county to raise money required for that purpose and provide for the payment of such bonds by taxing lands adjacent to the road, repealing all laws inconsistent therewith and declaring an emergency,' approved March 3, 1877."
Read first time ... 88
Referred to Committee on Roads ... 108
Committee recommend to pass with amendments ... 182
Read second time, committee report concurred in ... 200, 253
Amendments offered ... 201
Motion to reconsider vote on amendments ... 293, 307, 30
Ordered engrossed ... 308
Read third time, passed ... 329, 330
Title amended and adopted ... 330
Passed House with amendments ... 511
House amendments concurred in ... 513
Committee on Enrollment Report ... 530
Signed by Speaker and President ... 531
Approved by Governor ... 545

No. 55. BY SENATOR SMITH. January 13, 1881—
"For an act to authorize County Commissioners to purchase and make free gravel, macadamized and plank roads in their respective districts."
Read first time ... 89
Referred to Committee on roads ... 108

No. 56. BY SENATOR POINDEXTER. January 13, 1881—
"For an act regulating the transportation of freight on and over railroads and other matters properly connected therewith."
Read first time ... 89
Referred to Committee on Railroads ... 108
Committee recommend to favorable consideration of Senate ... 342
Read second time, report concurred in ... 776

No. 57. BY SENATOR SPANN. January 13, 1881—
"For an act to authorize incorporated towns to contract with water works, fire plugs or hydrants for the extinguishment of fires and for fire purposes, and to levy and collect a special tax to pay for the same."
Read first time ... 80
Referred to Committee on Corporations ... 108
Committee recommend to pass ... 221
Read second time, report concurred in, ordered engrossed ... 253
Read third time ... 326
Passed, title adopted ... 327

No. 58. BY SENATOR URMSTON. January 13, 1881—
"For an act to amend section 74 of an act entitled 'An act to provide for a general system of common schools, the officers thereof, and respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries,' and to repeal all laws inconsistent therewith providing penalties therein prescribed."
Read first time ... 89

No. 58. BY SENATOR URMSTON—Continued.
Referred to Committee on Fees and Salaries..... 106
Committee recommend amendments and to pass..... 193
Read second time, report concurred in, engrossed..... 253
Read third time, ordered to be correctly engrossed..... 262
Motion to reconsider order of engrossment..... 293
Read third time, referred to special committee of three..... 327

No. 59. BY SENATOR VANVORHIS. January 13, 1881—
"For an act to provide for the election of a Police Judge in all cities having a population of 60,000 or more inhabitants, incorporated under the general laws of this State, and defining his jurisdiction, powers and duties."
Read first time..... 89
Referred to special committee of five..... 127
Committee recommend indefinite postponement, concurred in..... 286

No. 60. BY SENATOR VIEHE. January 13, 1881—
"For an act providing for the submission to the electors of the State of Indiana for ratification of the amendments to the Constitution, proposed and agreed to by the General Assemblies of the State at the sessions of 1877 and 1879, prescribing duties of officers of election and others in relation thereto, providing penalties for violations of it, and other matters relating to the same subject, and declaring an emergency."
Read first time..... 90
Referred to Committee on Judiciary..... 109
Committee on Judiciary recommend amendments..... 263, 270
Committee on Judiciary recommend to lie upon table..... 338

No. 61. BY SENATOR WILSON. January 13, 1881—
"For an act to define and establish the 6th and 42d circuits in the State of Indiana, and to fix the terms of holding courts therein."
Read first time..... 90
Referred to Committee on Organization of Courts..... 109
Committee recommend to lie on table..... 417

No. 62. BY SENATOR COMSTOCK. January 13, 1881—
"For an act to remove the disabilities of coverture."
Read first time..... 91
Referred to Judiciary Committee..... 109
Committee report filed..... 127
Read second time, report concurred in..... 139
Special order, referred to special committee, committee named by President..... 153
Special Committee report..... 182, 297
Special order..... 298, 357
Committee report concurred in, engrossed..... 864

No. 63. BY SENATOR SAYRE. January 13, 1881—
"For an act to amend section 26 of an act entitled, 'An act fixing certain fees to be taxed in the offices and the salaries of officers therein named, providing for certain employes in certain public offices and fixing their compensation, defining certain duties and liabilities of officers and persons therein named, providing for disposition of certain moneys, making certain appropriations, declaring certain violations of the provisions of this act to be a penal offense and prescribing the punishment and repealing all conflicting laws,' approved March 31, 1879, and declaring an emergency."
Read first time..... 91
Referred to Committee on Fees and Salaries..... 109
Committee recommend amendment and pass..... 474

No. 64. BY SENATOR OWEN. January 13, 1881—
"For an act to amend section 1 of an act entitled 'An act to authorize cities and towns to issue bonds for the purpose of funding their indebtedness, reducing the rate of interest on pre-existing obligations, compromising with any creditor or creditors, or taking up and canceling bonds, notes, or other obligations already due or which shall hereafter become due, and making it the duty of the Common Council of such cities or Board of Trustees of such town or city to levy taxes for the payment of the interest, and to provide sinking funds for the liquidation of the principal of such bonds,' approved March 24, 1879."
Read first time..... 91

No. 64. BY SENATOR OWEN—Continued.
Constitutional rule suspended 93
Read second time, considered engrossed 94
Read third time, passed 94
Passed House with amendments 557
House amendments concurred in 567
Committee on enrollment report 568
Signed by President 568
Approved by Governor 577

No. 65. BY SENATOR URMSTON. January 13, 1881—
"For an act entitled an act to amend section 766 of an act entitled 'An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, to abolish distinct forms of action at law, and to provide for the administration of justice in a uniform mode of pleading and practice without distinction between law and equity,' approved June 18, 1852."
Read first time 91
Referred to Committee on Federal Relations 109
Committee recommend to indefinitely postpone 242
Read second time with committee report, concurred in 312, 313
Special order 313

No. 66. BY SENATOR BROWN. January 13, 1881—
"For an act to amend section 1 of an act entitled 'An act to amend section 90 of an act entitled an act to revise, simplify and abridge the rules, practice, pleadings and forms in criminal actions in the courts of this State, approved June 17, 1852, and declaring an emergency,' approved March 10, 1873."
Read first time 92
Referred to Judiciary Committee 109
Committee recommend to lie on table 155
Read second time, report concurred in 167

No. 67. BY SENATOR KRAMER. January 13, 1881—
"For an act in relation to terms of trustees of incorporated towns."
Introduced 92
Referred to Committee on Corporations 109
Committee recommend to pass with amendments 226, 227
Read second time, committee report concurred in 313, 314
Ordered engrossed 314
Read third time and recommitted to Committee on Corporations 332
Reported back with amendments 343
Committee report concurred in 354
Motion to recommit to Special Committee 354
Report of Special Committee concurred in 357
Bill passed, title adopted 357
Enrollment Committee report 753
Signed by Speaker 755
Signed by President 756
Approved by Governor 772

No. 68. BY SENATOR LANGDON. January 13, 1881—
"For an act to provide for determining, allowing and paying claims against the State, constituting the Auditor of State, Secretary of State, and Treasurer of State a Board of Claims, and prescribing the duties of such board, and for bringing, prosecuting and defending actions against the State, and prescribing the duties of the Attorney-General in relation thereto."
Read first time 93
Referred to Committee on Judiciary 110
Committee recommend indefinite postponement 156
Committee report concurred in 167
Motion to amend, to lie on table concurred in 167

No. 69. BY SENATOR FOSTER. January 13, 1881—
"For an act to regulate the practice of medicine in the State of Indiana, and to provide penalties for violating the same."
Read first time 95
Referred to Committee on Public Health 110

No. 70. BY SENATOR RAHM. January 13, 1881—

"For an act enabling Dr. C. D. Dorg, residing at Evansville, Vanderburgh county, State of Indiana, to assume the name of James Herbert Egan."

Read first time..... 95
Referred to Committee on Federal Relations..... 11[illegible]
Committee recommend indefinite postponement..... 222, 224
Read second time, report concurred in..... 294

No. 71. BY SENATOR MENZIES. January 13, 1881—

"For an act to amend section 784 of 'An act to revise, simplify and abridge the rules of practice and pleading and forms in civil cases in the courts of this State,' etc., approved June 18, 1852."

Read first time..... 9[illegible]
Referred to Committee on Judiciary..... 11[illegible]
Read by title, with committee report concurred in..... 29[illegible]

No. 72. BY SENATOR VOYLES. January 13, 1881—

"For an act in relation to the 3 per cent. fund remaining unexpended.

Read first time..... 95
Referred to Committee on County and Township Business..... 119
Committee recommend to pass..... 221
Read second time, report concurred in..... 314, 315
Engrossed..... 315
Read third time, passed, titled adopted..... 331
Passed House with amendments..... 80[illegible]
House amendments concurred in..... 853, 1058
Committee on Enrollment report concurred in..... 900
Signed by Speaker..... 90[illegible]
Signed by President..... 90[illegible]
Approved by Governor..... 99

No. 73. BY SENATOR BENZ. January 13, 1881—

"For an act to amend section 3 of an act entitled 'An act for the regulation of weights and measures.'"

Read first time..... 96
Referred to Committee on Rights and Privileges..... 119
Committee recommend to pass..... 291, 292, 293
Read second time with committee report..... 322
Amendment rejected..... 323
Read third time, passed..... 350, 351
Consideration of title postponed..... 35[illegible]
Title adopted..... 354
Passed House..... 962
Committee on Enrollment report..... 1034
Signed by Speaker and President..... 1034, 1035
Approved by Governor..... 1062

No. 74. BY SENATOR YANCEY. January 13, 1881—

"For an act to regulate and improve the practice of medicine in Indiana, etc."

Read first time, referred to Committee on Public Health..... 112
Committee recommend to pass and print 200 copies..... 309
Read second time, 100 copies ordered printed..... 392
Made special order and consideration of same..... 424, 425, 426, 427, 428, 429, 430, 431, 436, [437, 438, 439, 440
Ordered engrossed..... 440
Read third time, passed, title adopted..... 521
Passed House with amendments..... 730
Amendment read, consideration postponed..... 761
Committee of Conference..... 823, 891

No. 75. BY SENATOR BELL. January 14, 1881—

"For an act to enable the owners of lands subject to overflow by any stream to reclaim and protect such lands by a system of levees, etc."

Read first time, referred to Committee on Judiciary..... 112
Committee recommend to pass with amendments..... 274
Read second time, report concurred in..... 366

No. 75. BY SENATOR BELL—Continued.
Amended and ordered engrossed 368
Passed, title amended and adopted 498
Passed House 1034
Signed by President 1056

No. 76. BY SENATOR WOODS. January 14, 1881—
"For an act to permit all patents issued by the United States, and by the State of Indiana, conveying real estate in said State, and the record of all patents aforesaid that have been recorded in any county of this State as legal evidence aforesaid, etc."
Read first time, referred to Committee on Judiciary 112
Committee recommend to pass with amendment 155
Read second time, report concurred in, engrossed 168
Read third time, passed, title adopted 216
Passed House 442
Report of Committee on Enrollment 496
Signed by Speaker and President 501
Approved by Governor 528

No. 77. BY SENATOR BROWN. January 14, 1881—
"For an act to provide for the exemption from sale on execution or other process issued upon demands arising out of contract, express or implied, certain property, and for exempting from such sale a homestead, and preventing the same from being mortgaged to secure debts or demands, etc."
Read first time, referred to Committee on Judiciary 113
Committee recommend to pass 470

No. 78. BY SENATOR CHAPMAN. January 14, 1881—
"For an act to create a State Board of Charities for the various charitable institutions of this State, and of the counties thereof."
Read first time, referred to Committee on Benevolent Institutions 113
Majority committee recommend amendment 380
Minority committee recommend to lie on table 380
Referred to Committee on Executive Appointments 401
Committee recommend to pass 477

No. 79. BY SENATOR COMSTOCK. January 14, 1881—
"For an act concerning the purchase of toll roads, and providing for their maintenance as free roads."
Read first time, referred to Committee on Judiciary 114
Majority recommend to pass, 100 copies ordered printed 282
Read second time, report concurred in, engrossed 370
Engrossment reconsidered, special order 370, 371
Amendments and substitutes 374, 375
Ordered engrossed 375
Read third time, passed, title adopted 499, 500
Passed House with amendments 880
Ristine's amendments concurred in 888
Committee on Enrollment report 918
Signed by Speaker and President 920, 921
Approved by Governor 975

No. 80. BY SENATOR FOSTER. January 14, 1881—
"For an act for the preservation of life and limb of railroad employes."
Read first time, referred to Committee on Judiciary 114

No. 81. BY SENATOR GRUBBS. January 17, 1881—
"For an act defining the manner in which certain lands and other property within the limits of a city or incorporated town, etc."
Read first time, referred to Committee on Judiciary 121
Committee on Judiciary reported back, and referred to Committee on Corporations 212
Committee on Corporations recommend to pass 380
Report concurred in, ordered engrossed 627, 628
Taken up, read third time 740
Motion to recommit to special committee with instructions, adopted 819
Committee report concurred in 911

No. 81. BY SENATOR GRUBBS—Continued.
Amendments ordered engrossed 911
Passed, title adopted 914
Passed House 1050
Signed by President 1056

No. 82. BY SENATOR GRUBBS. January 17, 1881—
"For an act to amend section 10 of an act entitled 'An act touching guardian and ward,' approved January 9, 1852, and declaring an emergency."
Referred to Judiciary Committee 121
Committee on Judiciary recommend to pass 274
Read second time, committee report concurred in, engrossed 355
Read third time, passed, title adopted 502

No. 83. BY SENATOR HEFRON. January 17, 1881—
"For an act in relation to notes payable in a bank in this State, repealing all laws in conflict therewith, and declaring an emergency."
Read first time, referred to Committee on Judiciary 121
Committee recommend indefinite postponement 242
Minority Committee recommend amendment 275
Read second time, report as amended concurred in, engrossed 385
Read third time, failed to pass 723, 724

No. 84. BY SENATOR HOSTETTER. January 17, 1881—
"For an act to amend section 8 of 'an act to prescribe certain powers and duties of County Commissioners, Township Trustees, city councils,' etc."
Read first time, referred to Committee on County and Township Business 121
Committee recommend to pass 282
Read second time, report concurred in, engrossed 386
Read third time, passed, title adopted 511, 512
Recommended by Special Committee to lie on table 736

No. 85. BY SENATOR HOWARD. January 17, 1881—
"For an act prescribing the jurisdiction of Police and Mayors' Courts of cities and towns, and repealing all laws in conflict therewith."
Read first time, referred to Committee on Judiciary 121
Committee on Judiciary report, recommend to pass 275
Read second time, committee report amended 369
Concurred in and indefinitely postponed 369

No. 86. BY SENATOR KRAMER. January 17, 1881—
"For an act to appropriate money to pay amounts due members of the Indiana Legion and of independent companies, militia and minute men, for services rendered under the order of the Governor during the rebellion."
Read first time 122
Motion to refer to special committee agreed to 122
Motion to refer to Committee on Military Affairs agreed to 122
Committee recommend to pass with amendments 142
Read second time and amended 161
Read third time, passed and adopted 170
Passed House 442
House amendments concurred in 514
Signed by President 539
Approved by Governor 565

No. 87. BY SENATOR LANGDON. January 17, 1881—
"For an act to amend section 782 of an act entitled 'An act to revise, simplify and abridge the rules of practice, pleadings and forms in civil cases in the courts of this State,' etc."
Read first time, referred to Committee on Judiciary 122
Committee recommend to lie on table 242
Read second time, laid on table 330

No. 88. BY SENATOR OWEN. January 17, 1881—
"For an act to amend section 3 of an act entitled 'An act to authorize cities and towns to negotiate and sell bonds to procure means with which to enact and complete unfinished school buildings, and to purchase any ground and building for school pur-

No. 88. BY SENATOR OWEN—Continued.
poses, and to pay debts contracted for such erection and completion and purchase of buildings and grounds, and authorizing the levy and collection of an additional special school tax for the payment of such bonds,' approved March 8, 1873."
Read first time, referred to Committee on Corporations 124
Committee recommend to pass 222, 254
Committee recommend to lie on table 962

No. 89. BY SENATOR POINDEXTER. January 17, 1881—
"For an act to prevent animals running at large."
Read first time, referred to Committee on Agriculture 124

No. 90. BY SENATOR SPANN. January 17, 1881—
"For an act to encourage immigration to the State of Indiana."
Read first time, referred to Committee on Judiciary 124
Majority Committee recommend amendment and passage 275
Read second time and laid on table 370

No. 91. BY SENATOR SHAFFER. January 17, 1881—
"For an act providing for converting toll pikes into free gravel roads."
Read first time, referred to Committee on Roads 124
Committee recommend to lie on table 471

No. 92. BY SENATOR URMSTON. January 17, 1881—
"For an act to regulate insanity inquests and the committal of insane persons to hospitals for the insane and their discharge therefrom."
Read first time, referred to Committee on Benevolent Institutions 125
Committee recommend indefinite postponement 473

No. 93. BY SENATOR VAN VORHIS. January 17, 1881—
"For an act establishing a State Board of Health, defining its purposes, powers and duties, providing a system of registration and report of vital and sanitary statistics in connection therewith, and prescribing the duties of certain State, county, town, township and city officers in relation thereto.
Read first time, referred to Committee on Public Health 125
Committee recommend to pass, two hundred copies ordered printed 143
Read second time, committee report concurred in 187
Special order and consideration 204, 205, 206, 207, 209, 210, 211
Read third time and rejected 258, 259
Reconsidered and recommitted to Committee on Public Health 277
Committee recommend amendment and do pass 302
Special order 328, 377
Report of committee concurred in, bill passed, title adopted as amended 416
Passed House 561
Enrollment Committee report 567
Signed by Speaker 567
Signed by President 568
Approved by Governor 608

No. 94. BY SENATOR WHITE. January 17, 1881—
"For an act to amend sections 1 and 2 of an act entitled 'An act concerning interest.'"
Read first time, referred to Committee on Judiciary 125
Taken up 628, 863

No. 95. BY SENATOR WOOLLEN. January 17, 1881—
"For an act concerning primary elections and conventions of the people to nominate candidates for offices."
Read first time, referred to Committee on Judiciary 125
Majority committee recommend indefinite postponement 280, 323
Minority committee recommend amendment and to pass 324
Read second time with reports 323, 324
Minority report rejected 324
Majority report concurred in 324

No. 96. BY SENATOR BRISCOE. January 17, 1881—
"For an act to provide for the sale of property upon execution, and declaring void certain contracts therein named."
Read first time, referred to Committee on Judiciary 125
Committee recommend indefinite postponement 241
Read second time, report concurred in 256

No. 97. BY SENATOR BUNDY. January 17, 1881—
"For an act to provide for the appropriation of real estate for school purposes, and declaring an emergency."
Read first time, referred to Committee on Education 125
Committee recommend to indefinitely postpone 302
Report amended and adopted, engrossed 368
Read third time, passed, title adopted 532
Passed House 1041
Committee on Enrollment report 1050
Signed by Speaker 1051
Signed by President 1053

No. 98. BY SENATOR COMPTON. January 17, 1881—
"For an act amending sections 30, 37 and 197, and repealing sections 196, 209 and 246 of an act entitled as follows: 'An act to provide for the uniform assessment of property and for the collection and return of taxes thereon,' approved December 21, 1872, and to repeal section 5 of an act supplementary and amendatory of, and amending section 195 of said above act, approved March 8, 1873, and declaring an emergency."
Read first time, referred to Committee on County and Township Business 125
Com. on County and Township Business recommend to pass with amendments 339, 340

No. 99. BY SENATOR FOSTER. January 17, 1881—
"For an act to authorize county commissioners to appoint commissioners to lay out and establish free turnpike roads.
Read first time, referred to Committee on Roads 126

No. 100. BY SENATOR CHAPMAN. January 17, 1881—
"For an act to provide for the construction and maintenance of private crossings across railroads, etc."
Read first time, referred to Committee on Railroads 128
Committee recommend amendment and to pass 476

No. 101. BY SENATOR HART. January 18, 1881—
"For an act to amend section 315 of 'An act to revise and simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, and to abolish distinct forms of action at law,' etc."
Read first time, referred to Committee on County and Township Business 128
Committee recommend indefinite postponement 243
Read second time, report concurred in 313

No. 102. BY SENATOR GRUBBS. January 18, 1881—
"For an act requiring foreign insurance companies to pay judgments rendered against them, appeal from such judgment, or forfeit their right to do business within this State, and providing penalties for the violation of the same.
Read first time, referred to Committee on Judiciary 129
Committee on Judiciary recommend referred to Committee on Insurance 140
Committee on Insurance recommend to pass 476
Read second time, report concurred in, engrossed 962

No. 103. BY SENATOR HENRY. January 18, 1881—
"For an act to protect the books, magazines, newspapers, manuscripts, maps, charts, plans, engravings, paintings, photographs and other literary property of public libraries of incorporated educational institutions, against mutilations, defacements and the like, and prescribing punishment therefor.
Read first time, referred to Committee on Education 129
Committee recommend to pass 302
Read second time, report concurred in, engrossed 389
Read third time, passed 515
Motion to reconsider laid on table 516

No. 104. BY SENATOR KRAMER. January 18, 1881—

"For an act to amend sections 2 and 4 of an act entitled 'An act to amend an act entitled 'An act to provide for a general system of common schools, the officers thereof and their respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed,' approved March 6, 1865, and adding supplemental section thereto, approved March 8, 1873."

Read first time, referred to Committee on Education 129
Committee recommend to pass with amendment 245
Read second ttme, report concurred in and ordered engrossed 313
Read third time, passed, title adopted 333

No. 105. BY SENATOR POINDEXTER. January 18, 1881—

"For an act concerning county libraries."

Read first time, referred to Committee on Education 129
Committee recommend to indefinitely postpone 302
Read second time, report concurred in, engrossed 389

No. 106. BY SENATOR SAYRE. January 18, 1881—

"For an act confirming a conveyance from the Board of Commissioners of Wabash county, Indiana, and the Trustees of Noble township, in said county and State."

Read first time 130
Constitutional rule suspended, read second time 130
Considered engrossed, read third time 130
Passed, title adopted 131
Passed House with amendments 170
House amendments concurred in 174
Report of Committee on Enrollment 283, 193
Signed by Speaker 195
Signed by President 251
Approved by Governor 299

No. 107. BY SENATOR SMITH. January 18, 1881—

"For an act to discourage the keeping of worthless and sheep-killing dogs, providing for the registration and licensing of the same, prescribing penalties for the violations of the provisions of this act by officers and others, creating a fund for the payment of damages to the owners of sheep maimed or killed by dogs, and repealing all conflicting laws, and declaring an emergency."

Read first time, referred to Committee on Agriculture 131

No. 108. BY SENATOR KAHLO. January 18, 1881—

"For an act to amend section 3 of an act touching the laying out and vacating towns, etc."

Read first time, referred to Committee on Judiciary 136
Committee recommend to pass 219
Read second time, report concurred in, engrossed 230
Read third time, passed, title adopted 257, 258
Passed House 442
Report of Committee on Enrollment 483
Signed by Speaker 486
Signed by President 488
Approved by Governor 528

No. 109. BY SENATOR LANGDON. January 18, 1881—

"For an act concerning the Battle Ground of Tippecanoe county," etc.

Read first time, referred to Committee on Military Affairs 132
Committee recommend to lie on table 474
Motion to take from table and refer to special committee, adopted 757
Committee recommend amendments and to pass 942

No. 110. BY SENATOR VAN VORHIS. January 18, 1881—

"For an act granting the Common Council, or the Common Council and Board of Aldermen of any city incorporated under the laws of this State, the power to regulate, restrict or license the business of pawnbrokers therein.

Read first time, referred to special committee..... 134
Report from special committee with amendment..... 305
Read second time, report concurred in..... 372
Ordered engrossed..... 373
Read third time, passed, title adopted..... 490

No. 111. BY SENATOR VOYLES. January 18, 1881—

"For an act conferring upon boards of trustees of incorporated towns additional duties and powers," etc.

Read first time, referred to Committee on Corporations..... 134
Committee recommend to lie on table..... 22[illegible]
Read second time, report concurred in..... 5[illegible]

No. 112. BY SENATOR WOODS. January 18, 1881—

"For an act to provide for the appointment of a Board of Trustees for the Hospital for the Insane, the Institute for the Deaf and Dumb, and the Asylum for the Blind, and prescribing certain of their duties in the government of said institutions, repealing conflicting laws, and declaring an emergency.

Read first time, referred to Committee on Benevolent Institutions..... 134

No. 113. BY SENATOR YANCEY. January 18, 1881—

"For an act to amend section 3 of an act entitled 'An act prescribing the powers and duties of Justices of the Peace in State prosecutions,' approved May 29, 1852."

Read first time, referred to Committee on Judiciary..... 134
Committee recommend to lie on table..... 5[illegible]

No. 114. BY SENATOR BELL. January 18, 1881—

"For an act permitting the amendment of bonds when defective or void for want of substance, or allowing the substitution of a perfect bond."

Read first time, referred to Committee on Judiciary..... 134
Committee on Judiciary report with amendment..... 219, 22[illegible]
Report of committee concurred in, ordered engrossed..... 317, 31[illegible]
Read third time, passed, title adopted..... 3[illegible]

No. 115. BY SENATOR BENZ. January 18, 1881—

"For an act prohibiting the issuing of county orders in certain cases, and repealing laws inconsistent therewith."

Read first time, referred to Committee on County and Township Business..... 134
Committee recommend indefinite postponement..... 282

No. 116. BY SENATOR CHAPMAN. January 18, 1881—

"For an act in relation to the formation of water works companies by purchasers of the property of pre-existing water works companies at judicial sales."

Read first time..... 135
Motion to suspend constitutional rules rejected..... 135, 136
Referred to Committee on Judiciary..... 136
Committee on Judiciary recommend to pass with amendment..... 180, 181
Read second time, report concurred in..... 197, 198
Engrossed, constitutional rule suspended..... 198
Read third time, passed..... 198
Title adopted..... 198
Passed House..... 208
Report of Enrollment Committee..... 248
Signed by President..... 251
Signed by Speaker..... 257
Delivered to Governor..... 283
Approved by Governor..... 304

No. 117. BY SENATOR COFFEY. January 18, 1881—
"For an act to pay Matthew M. Campbell for his extra services as teacher in the Indiana State University."
Read first time, referred to Committee on Education 136
Committee recommend amendment and to pass 627
Read second time, report of committee concurred in, engrossed 781
Committee on Phraseology report 921

No. 118. BY SENATOR DAVIS. January 18, 1881—
"For an act to restrain certain animals from running at large, providing penalties for violations of its provisions, providing civil remedies, allowing certain fees for the officers therein named."
Read first time, referred to Committee on Agriculture 136
Committee recommend to pass, 200 copies ordered printed 472

No. 119. BY SENATOR FOSTER. January 18, 1881—
"For an act to legalize the acts and proceedings of the Board of Trustees and other officers of the town of Monroeville, in Allen county, State of Indiana," etc.
Read first time, referred to Committee on Education 136
Committee recommend to pass 302
Read second time, report concurred in, engrossed 369
Read third time, passed, title adopted 494
Passed House 822
Committee on Enrollment report 863
Signed by Speaker 867
Signed by President 869
Approved by Governor 928

No. 120. BY SENATOR COMSTOCK. January 18, 1881—
"For an act to amend section 225 of an act entitled 'An act to provide for a uniform assessment of property and for the collection and return of taxes therein."
Read first time and referred to Committee on Judiciary 136, 137

No. 121. BY SENATOR HENRY. January 19, 1881—
"For an act providing for the letting of contracts for publishing advertisements growing out of the duty of every county or township officer," etc.
Read first time, referred to Committee on Public Printing 145
Committee recommend to pass 473

No. 122. BY SENATOR HOWARD. January 19, 1881—
"For an act providing for the partitioning of lands, setting off parts of and assigning dowers therein, locating roads and defining the duties of commissioners, surveyors and reviewers in such cases necessary and other matters relating thereto."
Read first time, referred to Committee on Judiciary 145
Read second time, committee report concurred in 288

No. 123. BY SENATOR DAVIDSON. January 19, 1881—
"For an act to amend section 6 of an act entitled 'An act providing for the election and appointment of Supervisors of Highways, and prescribing certain of their duties and those of county and township officers in relation thereto, and to repeal all laws inconsistent therewith."
Read first time, referred to Committee on County and Township Business 145
Majority of committee recommend to pass 472

No. 124. BY SENATOR KRAMER. January 19, 1881—
"For an act in relation to annual reports."
Read first time, referred to Committee on County and Township Business 145
Committee recommend to lie on table 282
Special order 857

No. 125. BY SENATOR MENZIES. January 20, 1881—
"For an act to amend section 3 of an act entitled 'An act for the protection of wild game,' etc., approved March 22, 1879."
Read first time, referred to Committee on Rights and Privileges 153
Committee recommend to pass 282

No. 126. BY SENATOR MAJORS. January 20, 1881—

"For an act to amend section 1 of an act entitled 'An act providing for the redemption of real property or any interest therein sold on execution or order of sale, and providing for the issuing of certificates of purchase in such cases and for the execution of conveyances,'" etc.

Read first time, referred to Committee on Judiciary 157
Committee recommend to indefinitely postpone 241
Read second time with committee report 319
Motion to amend and lie on table adopted 319

No. 127. BY SENATOR MARVIN. January 20, 1881—

"An act to amend section 26 of an 'Act to provide for a general system of common schools, the officers thereof, and their respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed.'"

Read first time, referred to Committee on Education 157

No. 128. BY SENATOR POINDEXTER. January 20, 1881—

"For an act concerning intoxicating liquors."

Read first time, referred to Committee on Temperance 158
Committee on Temperance recommend to lie upon table 339
Two hundred copies ordered printed 393
Motion to take up, rejected 502

No. 129. BY SENATOR POINDEXTER. January 19, 1881—

"For an act to amend section 19 of an act entitled 'An act prescribing the powers and duties of Justices of the Peace in State prosecutions,' approved May 29, 1852."

Read first time, referred to Committee on Judiciary 158
Committee recommend to lie upon table 219
Read second time, report concurred in 318

No. 130. BY SENATOR SPANN. January 20, 1881—

"For an act to provide care and support for pauper children more effectually," etc.

Referred to Committee on County and Township Business 158
Committee recommend to pass 221
Read a second time, report concurred in, engrossed 253
Read third time, passed, title adopted 328, 329
Passed House with amendments, concurred in 846
Committee on Enrollment report 863
Signed by Speaker 867
Signed by President 869
Approved by Governor 919

No. 131. BY SENATOR WILSON. January 20, 1881—

"For an act to amend the 16th section of an an act entitled 'An act providing for the incorporation of companies for the purpose of constructing bridges for railway or common roadway purposes, or both, over rivers or streams forming the boundaries of the State of Indiana, or a part thereof,' approved March 2, 1875, so as to enable cities to indorse and guaranty the bonds of such bridge companies, repealing all laws inconsistent therewith, and declaring an emergency."

Read first time, referred to Committee on Corporations 158
Read second time, report concurred in, engrossed 230
Menzies' motion to reconsider 271
Committee on Corporation recommend substitute new matter 302
Amendments concurred in, engrossed 386
Read third time, passed, title adopted 491
Passed House 519
Committee on Enrollment report 530
Signed by Speaker and President 581
Returned to Senate, amendment to title agreed to 533, 538
Signed by President 544
Approved by Governor 563

No. 132. BY SENATOR WOODS. January 20, 1881—

"For an act to appropriate $6,000 to remove a sand-bar in the Calumet river at the mouth of State Ditch, known as Hart's Ditch, and providing how the same shall be expended."

Read, referred to Committee on Canals and Improvements 158
Committee report to lie upon table 221
Read second time and made special order 367
Committee report rejected 373
Motion to reconsider passage, adopted 531, 532, 764
Returned to Senate 566
Motion to refer to special committee with instructions 773
Special committee recommend amendment and to pass, concurred in 790
Passed, title adopted 815, 816
Passed House 1041
Committee on Enrollment report 1050
Signed by Speaker 1051
Signed by President 1053
Approved by Governor 1062

No. 133. BY SENATOR YANCEY. January 20, 1881—

"For an act to amend sections 1 and 10 of an act entitled 'An act providing for the election and qualification of justices of the peace, and defining their jurisdictions, powers and duties in civil cases,' approved June 9, 1852."

Read first time, referred to Committee on Judiciary 158, 159
Committee recommend to lie upon table 240
Read second time, report concurred in 319

No. 134. BY SENATOR BELL. January 20, 1881—

"For an act concerning married women."

Referred to special committee on Senate No. 62 159
Substitute recommended 297, 182
Read second time, special order 388

No. 135. BY SENATOR BRISCOE. January 20, 1881—

"For an act to legalize the proceedings of Boards of County Commissioners, and others, with reference to the drainage of wet lands under and by virtue of the laws of this State, the collection of assessments therefor, and declaring an emergency."

Read first time, referred to Committee on Internal Improvements 159
Committee recommend to pass with amendment 163, 182
Read second time with committee report, concurred in 202
Constitutional rule suspended, considered engrossed 202
Read third time, passed, title adopted 202, 203
Signed by Speaker 424
Signed by President 429
Approved by Governor 461

No. 136. BY SENATOR BUNDY. January 20, 1881—

"For an act prescribing certain duties of railroad companies and requiring such company to sound the whistle, etc."

Referred to Committee on Railroads 159

No. 137. BY SENATOR COFFEY. January 20, 1881—

"For an act to amend section 535 of an act entitled 'An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases,' " etc.

Referred to Committee on Judiciary 159
Committee recommend to lie on table 240
Read second time, committee report concurred in 320

No. 138. BY SENATOR DAVIS. January 20, 1881—

"For an act to amend section 15 of an act regulating general elections and prescribing the duties of officers in relation thereto."

Read first time, referred to Committee on Elections 159

No. 139. BY SENATOR FOSTER. January 20, 1881—

"For an act amending section 1 of an act providing for the election and appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto, and to repeal all laws inconsistent therewith."

Read first time, referred to Committee on Education 159
Committee recommend to pass 302
Read second time, report concurred in 392
Macartney amendment adopted, engrossed 392
Read third time 502, 511
Failed to pass 511

No. 140. BY SENATOR HOSTETTER. January 20, 1881—

"For an act making it unlawful for the owners and proprietors of any saloon to allow the use of gambling apparatus in such saloon."

Read first time, referred to Committee on Temperance 160
Committee recommend to pass 475

No. 141. BY SENATOR KRAMER. January 20, 1881—

"For an act to amend sections 1 and 2 of an act supplementary and amendatory of an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon, approved December 2, 1872, providing for and fixing the rate to be allowed for the annual publication of the delinquent list, approved March 21, 1879, repealing all laws in conflict with the provision of this act and declaring an emergency, and legalizing the acts of the county and municipal officers in their attempts to comply with the requirements of said sections 1 and 2 of said act, approved March 21, 1879."

Read first time, referred to Committee on Finance 160
Committee on Finance recommend to pass 330
Read second time, committee report concurred in, engrossed 779
Committee on Phraseology report concurred in 798

No. 142. BY SENATOR MACARTNEY. January 21, 1881—

"For an act to amend section 111 of an act entitled 'An act regulating the adoption of heirs,' approved March 2, 1855."

Read first time, referred to Committee on Judiciary 163
Committee on Judiciary recommend to pass 241
Read second time, report concurred in 368
Ordered engrossed 368
Read third time, passed, title adopted 495, 496
Passed House 1041
Signed by Speaker and President 1051, 1053
Returned with Governor's objections 1061

No. 143. BY SENATOR RAHM. January 21, 1881—

"For an act to amend sections 197, 204, 229, 230 and 281 of an act entitled 'An act to provide for the uniform assessment of property and for the collection and return of taxes thereon,' approved December 21, 1872, repealing all laws inconsistent with this act, and declaring an emergency."

Read first time, referred to Committee on Judiciary 163
Committee on Judiciary recommend reference to Committee on Finance 219, 338
Committee recommendation to lie upon table concurred in 774

No. 144. BY SENATOR SHAFFER. January 21, 1881—

"For an act providing for a home for soldiers' and seamen's orphans and other necessitous or neglected children."

Read first time, referred to Committee on Benevolent Institutions 163
Committee recommend to lie upon the table 227
Read second time, report concurred in 318

No. 145. BY SENATOR SPANN. January 21, 1881—

"For an act to provide for fencing railroads within the State, and enforcing the building of the same."

Read first time, referred to Committee on Railroads 163
Committee on Railroads recommend to pass 340

No. 146. BY SENATOR VAN VORHIS. January 21, 1881—

"For an act to amend the 1st section of an act supplemental to an 'An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,' approved February 12, 1855," etc.

Read first time, referred to Committee on Benevolent Institutions 163

No. 147. BY SENATOR WILSON. January 21, 1881—

"For an act empowering and authorizing the Governor to fill by appointment all offices that are now or may hereafter be filled by election by the General Assembly, etc."

Read first time, referred to Committee on Executive Appointments 164
Committee recommend to lie upon the table 276
Read second time, committee report rejected 314
Engrossed 314
Read third time 333
Failed to pass 334

No. 148. BY SENATOR WOODS. January 21, 1881—

"For an act concerning judgments and the collection thereof."

Read first time, referred to Committee on Judiciary 164
Committee on Judiciary recommend indefinite postponement 242
Read second time, committee report concurred in 368

No. 149. BY SENATOR LANGDON. January 21, 1881—

"For an act to amend section 28 of an act entitled 'An act to provide for the organization of savings banks and the safe and proper management of their affairs,' approved May 12, 1869."

Read first time, referred to Committee on Banks 164
Committee recommend to pass with amendments 227
Read second time, report concurred in 254
Engrossed 254
Read third time, passed, title adopted 261
Passed House 1041
Signed by Speaker and President 1050, 1053
Approved by Governor 1062

No. 150. BY SENATOR COFFEY. January 21, 1881—

"For an act supplemental to an act requiring surviving partners to file inventories, etc."

Read first time, referred to Committee on Judiciary 164
Committee recommend indefinite postponement 240
Read second time, report concurred in 320

No. 151. BY SENATOR HENRY. January 21, 1881—

"For an act to amend section 7 of an act entitled 'An act for the incorporation and continuance of building, loan-fund and savings associations,'" etc.

Read first time, referred to Committee on Corporations 165
Committee recommend to pass 220
Read second time, report concurred in 230
Engrossed 230
Read third time, passed, title adopted 260, 261
Passed House 1045
Signed by President 1056

No. 152. BY SENATOR LANGDON. January 24, 1881—

"For an act concerning contempts of court."

Constitutional rule suspended, read first time 182
Read second time, ordered engrossed 292
Read third time by sections 826
Laid on table 826

No. 153. BY SENATOR VIEHE. January 24, 1881—
"For an act to amend section 1 of an act entitled, 'An act amendatory and supplemental to an act entitled, 'An act for providing for voluntary assignment of personal and real property,'" etc., etc.
Presented and filed 182
Read first time 184
Read second time, ordered engrossed 292
Read third time, passed, title adopted 327
Passed House 855
Enrollment Committee report 879
Signed by Speaker 891
Signed by President 893
Approved by Governor 938

No. 154. BY SENATOR VIEHE. January 24, 1881—
"For an act to amend section 3 of an act entitled 'An act to provide for the more speedy trial of causes and facilitate the transaction of business in courts, and to provide for judges to try causes,'" etc.
Presented and filed 182
Read first time 184
Read second time, ordered engrossed 292
Laid on table 329

No. 155. BY SENATOR MENZIES. January 24, 1881—
"For an act concerning Circuit Courts," etc.
Presented and filed 182
Read first time 184
Read second time, ordered engrossed 292
Read third time, passed, title adopted 327, 328
Passed House 855
Committee on Enrollment report 864
Signed by Speaker 868
Signed by President 869
Approved by Governor 938

No. 156. BY SENATOR MENZIES. January 24, 1881—
"For an act to amend the partition act of May 20, 1852."
Presented and filed 182
Read first time 184
Read third time, recommitted with instructions 328
Read third time, passed, title adopted 516
Passed House 855
Enrollment Committee report 879
Signed by Speaker 891
Signed by President 893
Approved by Governor 938

No. 157. BY SENATOR LANGDON. January 24, 1881—
"For an act to amend an act entitled 'An act to amend the 4th section of an act entitled 'An act touching the relation of guardian and ward,' approved January 22, 1857.'"
Read first time 184
Read third time 351
Bill passed, title adopted 352
Passed House 355
Committee on Enrollment report, concurred in 900
Signed by Speaker 906
Signed by President 909

No. 158. BY SENATOR LANGDON. January 24, 1881—
"For an act to authorize the Board of Revision to employ a clerk."
Read first time and filed 184
Constitutional rule suspended, read second time 239

No. 158. BY SENATOR LANGDON—Continued.
Considered engrossed, read third time, 239
Passed, title adopted 239
Passed House with amendments 272
Senate refuses to concur in House amendments 279
House declines to recede, Committee of Conference 290
Conference Committee report, with amendment 311, 298
Committee on Enrolled Bills report 366
Signed by Speaker of House 369
Signed by President of Senate 370

No. 159. BY SENATOR MENZIES. January 24, 1881—
"For an act to amend section 1 of an act entitled 'An act to amend section 1 of an act entitled 'An act regulating insurance companies doing business in this State,'" etc.
Read first time, referred to Committee on Judiciary 184
Committee on Judiciary recommend reference to Committee on Insurance 337
Referred to Committee on Insurance 365
Committee on Insurance recommend to lie on table 476

No. 160. BY SENATOR URMSTON. January 24, 1881—
"For an act to amend section 1 of an act providing for the appointment of notaries public."
Read first time, referred to Committee on Rights and Privileges 185
Committee recommend to pass 342

No. 161. BY SENATOR SPANN. January 24, 1881—
"For an act authorizing the appointment of short-hand reporters for certain circuit courts of this State," etc.
Read first time, referred to Committee on Judiciary 185
Majority of committee recommend amendment 281
Report as amended concurred in 372
Ordered engrossed 372
Read third time, passed, title adopted 499

No. 162. BY SENATOR VAN VORHIS. January 24, 1881—
"For an act to amend section 3 of an act entitled 'An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations,' and repealing former laws in reference thereto," etc.
Read first time, referred to Committee on Corporations 185
Committee recommend to pass with amendments 222
Read third time, passed, title adopted 262
Passed House 1051

No. 163. BY SENATOR BOYLES. January 24, 1881—
"For an act to amend section 2 of an act entitled 'An act defining certain misdemeanors, and prescribing punishment therefor,' approved December 2, 1865."
Read first time, referred to Committee on Judiciary 185
Committee recommend to pass with amendments 241
Read second time, report laid on table 320
Report as amended concurred in 320

No. 164. BY SENATOR CHAPMAN. January 24, 1881—
"For an act to amend an act 'to incorporate the Indianapolis Insurance Company,' approved February 8, 1836," etc.
Read first time, referred to Committee on Corporations 185
Committee recommend to pass 379
Read second time, report concurred in 628
Read third time, passed, title adopted 740
Passed House 803
Report Enrollment Committee concurred in 820
Signed by Speaker and President 839
Approved by Governor 866

No. 165. BY SENATOR GARRIGUS. January 24, 1881—
"For an act legalizing the incorporation of the Kokomo, Greentown and Jerome Gravel Road Association, of Howard county, Indiana, etc., approved May 12, 1852."
Read first time, referred to Committee on Corporations..... 185
Committee recommend to pass..... 220
Read second time, report concurred in, engrossed..... 230
Read third time, passed, title adopted..... 256
Passed House..... 565
Committee on Enrollment report..... 567
Signed by Speaker and President..... 568
Approved by Governor..... 577

No. 166. BY SENATOR HUTCHINSON. January 24, 1881—
"For an act for the relief of Barzella N. Shrieve, former Trustee of Cool Spring township, and Robert Curran and Henry Keifer as sureties upon his bond as such Trustee, and to relieve said Barzella N. Shrieve, Robert Curran and Henry Keifer from payment of judgment against them in the Laporte County Circuit Court for and on account of said Shrieve."
Read first time, referred to Committee on County and Township Business..... 185
Committee recommend to lie on table..... 283
Read second time, report concurred in..... 323

No. 167. BY SENATOR KAHLO. January 24, 1881—
"For an act to regulate the charges and fares that shall be charged on sleeping cars and coaches operated and run within this State by corporations or railroad companies, and providing penalties for the violation of the provisions of this act."
Read first time, referred to Committee on Railroads..... 186
Committee on Railroads recommend passage..... 339

No. 168. BY SENATOR COMSTOCK. January 25, 1881—
"For an act to amend an act entitled 'An act to amend the 11th section of an act touching the relation of guardian and ward, approved July 9, 1852, and regulating suits on bonds of guardians removing from the State,' approved March 9, 1867."
Reported and filed..... 190
Read second time, ordered engrossed..... 292
Read third time, passed, title adopted..... 335
Passed House..... 855
Enrollment Committee report..... 879
Signed by Speaker..... 891
Signed by President..... 893

No. 169. BY SENATOR COMSTOCK. January 25, 1881—
"For an act to amend an act entitled 'An act defining who are persons of unsound mind, and authorizing the appointment of guardians of such persons, defining the powers and duties of such guardians, declaring void the contracts of persons of unsound mind, and providing for their restraint when necessary,' approved May 29, 1852."
Reported and filed..... 190
Read second time and ordered engrossed..... 293
Read third time..... 338
Bill passd, title adopted..... 339

No. 170. BY SENATOR RAHM. January 25, 1881—
"For an act authorizing the Auditor of State and County Auditors to satisfy mortgages in part or release a part of the mortgaged premises on payment of the full proportion of the sum secured by such mortgage."
Read first time, referred to Committee on Judiciary..... 194
Committee report concurred in..... 386

No. 171. BY SENATOR SPANN. January 25, 1881—
"For an act to authorize any railroad company now organized, or that may hereafter be organized under laws of the State, to lease or purchase a part or all of a railroad constructed, or in process of construction by another company, when the lines of such companies are continuous and not competing," etc.
Read first time, referred to Committee on Railroads..... 194
Committee recommend to lie upon table..... 476

No. 172. BY SENATOR WOODS. January 25, 1881—
"For an act defining the power of courts in certain cases, providing for the appointment of attorneys to defend poor criminals, providing for allowances of fees to attorneys so appointed, and declaring an emergency."
Read first time, referred to Committee on Judiciary 194
Committee recommend to lie upon table 524

No. 173. BY SENATOR BENZ. January 25, 1881—
"For an act to amend section 5 of an act entitled 'An act to create the 42d Judicial Circuit;' to amend sections 3 and 4 of an act entitled 'an act to divide the State into districts for judicial purposes,'" etc.
Read first time, referred to Committee on Organization of Courts 194
Committee recommend to pass 417
Read second time, report concurred in, engrossed 780

No. 174. BY SENATOR CHAPMAN. January 25, 1881—
"For an act limiting the time for redemption by junior incumbrances from sales upon foreclosure of mortgages in certain cases."
Read first time, referred to Committee on Judiciary 196
Read second time, committee report concurred in, engrossed 886
Read third time, recommitted with instructions 515
Committee recommend to pass with amendments 532

No. 175. BY SENATOR HENRY. January 25, 1881—
"For an act for the relief of the estate of Martin S. Pruett, deceased, Daniel Goldsberry and William T. Wright."
Read first time, referred to Committee on County and Township Business 197
Committee recommend to pass 243
Read second time, report concurred in 320, 321
Ordered engrossed 321
Read third time, passed, title adopted 352
Passed House with amendments 557
House amendments concurred in 558
Report Committee on Enrollment 626
Signed by Speaker 663
Signed by President 671
Approved by Governor 772

No. 176. BY SENATOR HENRY. January 28, 1881—
"For an act to amend the first section of an act entitled 'An act for regulating the adoption of heirs,' approved March 2, 1855, approved February 27, 1875."
*Report from Committee on Railroads 201
Joint Committee on Revision recommend to pass 220, 221, 243
Read second time, ordered engrossed 253
Read third time on passage. [Ayes 49, passed] 271
*Special order 401
*Read second time, committee report to pass concurred in 780
Passed House 855
Enrollment Committee report 879
Signed by Speaker 891
Signed by President 893
Returned by Governor with objections 955, 956, 957
Governor's message, special order 957

No. 177. BY SENATOR LANGDON. January 28, 1881—
"For an act in relation to the endowment fund of Purdue University," etc.
Read first time, referred to Committee on Finance 243
Committee recommend to pass 510
Read second time, report concurred in, engrossed 628
Read third time, passed, title adopted 741
Passed House 1014
Committee on Enrollment report 1022
Signed by Speaker 1026
Signed by President 1032
Approved by Governor 1044

No. 178. BY SENATOR LANGDON. January 28, 1881—
"For an act in relation to the priority of mortgages and liens in cases where the State of Indiana is a judgment creditor."
Read first time, referred to Committee on Judiciary 243
Committee recommend indefinite postponement 281
Report amended and laid on table 371

No. 179. BY SENATOR LANGDON. January 28, 1881—
"For an act to legalize certain contracts and orders heretofore made by Boards of County Commissioners in the State of Indiana, in reference to the hunting up of property omitted from taxation, and to authorize such contracts and orders to be made hereafter in the discretion of such Boards of County Commissioners, prescribing the duties of County Treasurers in relation to such omitted property, repealing all laws and parts of laws in conflict with this act, and declaring an emergency."
Read first time, referred to Committee on Rights and Privileges 243
Committee recommend to lie on table 474

No. 180. BY SENATOR VIEHE. January 28, 1881—
"For an act to amend section 1 of the Sunday law."
Read first time, referred to Committee on Judiciary 244
Committee recommend to pass 281
Read second time, report concurred in, engrossed 387
Passed, title adopted 494, 495
Passed House 557
Returned to House 565
Returned to Senate 567
Report of Committee on Enrollment 568
Signed by Speaker and President 568
Approved by Governor 577

No. 181. BY SENATOR VIEHE. January 28, 1881—
"For an act to amend the 1st section of an act entitled 'An act to amend the 13th section of an act providing for the election and qualifications of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases.'"
Read first time, referred to Committee on Roads 244
Majority of committee recommend to pass 471
Read second time, report concurred in, engrossed 862
Committee on Phraseology report 921

No. 182. BY SENATOR FOSTER. January 28, 1881—
"For an act concerning mortgages, limiting the remedy of the mortgage to the property mortgaged," etc.
Read first time, referred to Committee on Railroads 244

No. 183. BY SENATOR LOCKRIDGE. January 28, 1881—
"For an act to provide for the issuing of ordnance stores and camp and garrison equipage to colleges having a military department under charge of an officer of the United States Army, provided for by an act of Congress of July 28, 1864, and amendatory thereto."
Read first time, referred to Committee on Military Affairs 245
Committee recommend to pass 308
Read second time 388
Report concurred in, ordered engrossed 388
Read third time, passed, title adopted 495
Passed House 1041
Signed by Speaker 1051
Signed by President 1053
Approved by Governor 1062

No. 184. BY SENATOR WHITE. January 28, 1881—
"For an act to repeal 'An act limiting the eligibility to the office of Township Trustee,' approved March 12, 1877."
Read first time, referred to Committee on Judiciary 245

No. 185. BY SENATOR WILSON. January 28, 1881—

"For an act to amend section 4 of an act entitled 'An act to provide for the election and defining the duties of Prosecuting and District Attorneys.'"

Read first time, referred to Committee on Judiciary 245
Committee recommend indefinite postponement 282
Read second time, motion to amend adopted 392

No. 186. BY SENATOR YANCEY. January 28, 1881—

"For an act to extend the elective franchise in elections for the choice of electors for President and Vice-President of the United States to certain classes of women therein designated."

Referred to special committee on woman suffrage 245
Committee recommend to pass 292
Read second time with committee report 323
Made special order 323, 373, 375, 404, 402, 463, 464, 465, 466
Failed 466

No. 187. BY SENATOR BELL. January 28, 1881—

"For an act making the Township Trustee of each civil township superintendent of roads and highways in his township, and fixing a commutation road tax in lieu of road labor, and repealing all laws in conflict therewith."

Read first time, referred to Committee on Roads 246
Recommend to lie on table, 200 copies ordered printed 281
Special order 328
Read second time, amendment adopted 418
Amendments adopted 420, 421, 422, 423
Ordered engrossed 423
Read third time and failed 530, 531

No. 188. BY SENATOR BUNDY. January 28, 1881—

"For an act supplementary to an act entitled 'An act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto,' approved March 5, 1859."

Read first time, referred to Committee on Roads 246
Committee recommend indefinite postponement 472

No. 189. BY SENATOR CHAPMAN. January 28, 1881—

"For an act defining powers of attorney, providing for the recording of the same, fixing the fee for recording and prescribing penalties for the violation, thereof, etc."

Read first time, referred to Committee on Judiciary 246
Committee on Judiciary recommend amendments and to pass 281
Read second time, report concurred in, engrossed 322
Read third time, engrossment set aside, recommitted 329
Committee on Judiciary recommend to pass 469
Committee report concurred in, engrossed 861

No. 190. BY SENATOR COFFEY. January 28, 1881—

"For an act authorizing incorporated towns to require of persons engaged in the retail liquor traffic within corporate limits, a license to do so, providing for the enforcement thereof and declaring an emergency."

Read first time, referred to Committee on Temperance 246
Committee recommend amendment and to pass 475
Read second time with committee report 862

No. 191. BY SENATOR COMPTON. January 28, 1881—

"For an act to give security to persons who contract with railroad companies and subcontractors," etc.

Read first time, referred to Committee on Railroads 246
Read second time, majority report concurred in, engrossed 781

No. 192. BY SENATOR COMSTOCK. January 28, 1881—

"For an act to legalize the proceedings of the Board of School Trustees of the town of Milton, Wayne county, Indiana, in borrowing money for the support of the public schools of said town, and authorizing the school and town board of said town to provide for the payment of the same by taxation.

Read first time, referred to Committee on Judiciary....246, 247
Committee report recommend to pass....250
Read second time, report concurred in, engrossed....369
Read third time, passed, title adopted....488
Passed House....743, 744
Enrollment Committee report....753
Signed by Speaker....755
Signed by President....756
Approved by Governor....772

No. 193. BY SENATOR DAVIS. January 28, 1881—

"For an act to amend the 1st section of an act entitled 'An act to provide for the erection and repair of any bridge across a stream forming the boundary line between two counties and repeal all laws in conflict thereto,' approved May 14, 1869."

Read first time and referred to Committee on County and Township Business....247
Committee on County and Township Business recommend to pass....339

No. 194. BY SENATOR GARRIGUS. January 28, 1881—

"For an act to amend section 30 of an act entitled 'An act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto,' approved March 5, 1859, and declaring an emergency.

Read first time, referred to Committee on Roads....247
Majority of committee recommend to pass....471, 472

No. 195. BY SENATOR HUTCHINSON. January 28, 1881—

"For an act to amend section 634, general practice act, concerning foreclosure of mortgages," etc.

Read first time, referred to Committee on Judiciary....247
Committee recommend indefinite postponement....337
Report concurred in....774

No. 196. BY SENATOR KEISER. January 28, 1881—

"For an act to abolish the Superior Court of Cass county and transferring the business to the Cass Circuit Court, fixing the time for holding court in the 29th Judicial Circuit, providing for establishing the 43d Judicial Circuit and fixing the time for holding courts therein, and providing for the appointment of a judge and prosecuting attorney for the said circuit and declaring an emergency."

Read first time, referred to Committee on Organization of Courts....247
Committee recommend indefinite postponement....419

No. 197. BY SENATOR VOYLES. January 28, 1881—

"For an act to appropriate $51 to John Hahn, of Floyd county, for services," etc.

Read first time, referred to Committee on Claims....247
Committee recommend indefinite postponement....474

No. 198. BY SENATOR COMSTOCK. January 28, 1881—

"For an act to make legal and valid the articles of association and incorporation of plank, macadamized and gravel roads sold and conveyed under a foreclosure of mortgage, but not organized within three months, but conveyed by the purchaser to an incorporated company formed to purchase and continue such roads," etc.

Read first time, referred to Committee on Judiciary....248
Majority of committee recommend to pass....470
Read second time, report concurred in, engrossed....777
Read third time, passed, title adopted....836, 837

No. 199. BY SENATOR RISTINE. January 28, 1881—

"For an act to amend the 7th section of an act approved December 21, 1872, entitled, 'An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon."

Read first time, referred to Committee on Judiciary., ... 248
Read second time, committee majority report amended and adopted..... 370
Read third time, passed, title adopted..... 497
Passed House..... 1041
House amendment concurred in.. 1051
Signed by President..... 1056
Approved by Governor..... 1062

No. 200. BY SENATOR BELL. January 28, 1881—

"For an act to legalize executions, levies and Sheriffs' sales in certain cases, and declaring an emergency."

Read first time, referred to Committee on Revision of Laws..... 248
Committee on Revision recommend reference to Committee on Judiciary..... 276
Referred to Committee on Judiciary 357
Committee recommend indefinite postponement..... 470
Read second time, recommitted to Committee on Judiciary.....772, 786
Committee recommend indefinite postponement..... 840

No. 201. BY SENATOR URMSTON. January 31, 1881—

"For an act to amend section 78 of the criminal code."

Read first time, referred to Committee on Revision of Laws..... 251
Committee recommend indefinite postponement..... 469

No. 202. BY SENATOR VAN VORHIS. January 31, 1881—

"For an act to provide for the appointment and confirmation of Trustees of the Institute for the Education of the Blind, the Institute for the Education of the Deaf and Dumb, the Hospital for the Insane, the Asylum for Feeble-Minded Children, and the Soldiers' Orphan Home, and for a more efficient management and government thereof."

Read first time..... 251
Committee on Benevolent Institutions recommend to pass..... 379

No. 203. BY SENATOR VOYLES. January 31,.1881—

"For an act to amend sections 24 and 26 of an act entitled 'An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named, providing for certain employes in certain public offices, and fixing their compensation, defining duties and liabilities of officers and persons therein named, providing for the disposition of certain moneys, making certain appropriations, declaring certain violations of the provisions of this act to be a penal offense, and prescribing the punishment, and repealing all conflicting laws,' approved March 31, 1879."

Read first time, referred to Committee on Fees and Salaries..... 251

No. 204. BY SENATOR YANCEY. January 31, 1881—

"For an act regulating the tolls charged on plank, macadamized or gravel roads," etc,

Read first time, referred to Committee on Roads..... 251
Committee recommend to lie upon table..... 341

No. 205. BY SENATOR BELL. January 31, 1881—

"For an act to amend section 1 of an act entitled 'An act to incorporate the German Theological Seminary of the German Evangelical Synod of Missouri, Ohio and other States,' approved January 21, 1850, and legalizing certain acts of Directors done thereunder."

Read first time, referred to Committee on Judiciary 251
Committee on Judiciary recommend to pass..... 338
Read second time, report concurred in, constitutional rule suspended..... 764
Read third time, passed, title adopted..... 764
Passed House..... 802
Report of Enrollment Committee concurred in..... 820
Signed by Speaker and President..... 839
Approved by Governor..... 919

No. 206. BY SENATOR COFFEY. January 31, 1881—
"For an act to amend section 22 of an act entitled 'An act regulating the granting of divorces,' etc.
Read first time, referred to Committee on Judiciary 252
Read second time, recommitted to Committee on Organization of Courts 393
Committee on Courts recommend to lie upon table 417

No. 207. BY SENATOR COMPTON. January 31, 1881—
"For an act to assess damages on street railways outside of a city."
Read first time, referred to Committee on Railroads 252
Committee changed to Committee on Roads 287
Committee report concurred in, ordered engrossed 861

No. 208. BY SENATOR HEFRON. January 31, 1881—
"For an act to amend section 4 of an act entitled 'An act to provide a treasury system for the State of Indiana for the manner of receiving, holding and disbursing the public moneys of the State, and for the safe keeping of public moneys,' approved 1859, and declaring an emergency."
Read first time, referred to Committee on Elections 252

No. 209. BY SENATOR HOSTETTER. January 31, 1881—
"For an act to legalize acts of Notaries Public whose commissions had expired or had been ineligible."
Read first time, referred to Committee on Judiciary 252
Committee recommend to pass 282, 301
Read second time, report concurred in, engrossed 358
Passed, title adopted 514
Passed House 1051
Signed by President 1054

No. 210. BY SENATOR GRAHAM. January 31, 1881—
"For an act to amend section 44 of an act entitled 'An act to revise, simplify and abridge the rules, practice and pleading and forms in criminal actions in the courts of this State.'"
Read first time, referred to Committee on Judiciary 252
Committee recommend to pass 337

No. 211. BY SENATOR HENRY. February 2, 1881—
"For an act to provide against the consequences ensuing or likely to ensue from the destruction of records."
Read by title only, referred to Committee on Judiciary 273
Read second and third time and passed 468
Title amended 468
Passed House with amendments 512
Report concurred in 513
Committee on Enrollment report 544
Signed by Speaker 544
Signed by President 544
Governor requested to return 577
Motion to reconsider passage 577
Motion to reconsider withdrawn 612

No. 212. BY SENATOR MENZIES. February 2, 1881—
"For an act concerning ferries."
Read first time 273
Read second time, ordered engrossed 321
Read third time, bill passed 359
Title amended and adopted 364
Passed House 855
House requests return 896
Request of House granted 897
Amended and passed House 973
House amendments concurred in 976
Committee on Enrollment report 1007
Signed by Speaker and President 1012, 1015

No. 213. BY SENATOR MENZIES. February 2, 1881—
"For an act for the incorporation of public libraries."
Read first time 273
Read second time, ordered engrossed 321
Read third time 332
Passed House 855
Committee on Enrollment report 864
Signed by Speaker 868
Signed by President 869
Approved by Governor 919

No. 214. BY SENATOR HENRY. February 2, 1881—
"For an act concerning drainage."
Report of committee 276
Read second time, amendment, referred to Committee on Swamp Lands 321
Committee recommend to pass with amendments 473
Committee report concurred in, ordered engrossed 499
Read third time, passed, title adopted 516, 517
Passed House with amendments 892
Senate concurs in House amendments 902
Report of Committee on Enrollment 918
Signed by Speaker and President 917
Approved by Governor 938

No. 215. BY SENATOR COMSTOCK. February 2, 1881—
"For an act concerning State prisons."
Report of committee 276
Read second time, referred to Committee on Prisons 321
Committee on Prisons recommend to pass 788

No. 216. BY SENATOR COMSTOCK. February 2, 1881—
"For an act concerning Superior Courts," etc.
Report of committee 276
Read second time, ordered engrossed 321
Read [third] second time, consideration postponed 348

No. 217. BY SENATOR SHAFFER. February 2, 1881—
"For an act to amend section 2 of an act to provide for the repair of free turnpike roads in the various counties of Indiana," etc.
Read first time, referred to Committee on Roads 277
Majority of committee recommend to pass 471
Read second and third times, constitutional rule suspended 549
Passed, title adopted 550
Passed House 954
Signed by Speaker and President 990
Approved by Governor 1008

No. 218. BY SENATOR WHITE. February 2, 1881—
"For an act to amend section 33 of an act entitled 'An act to provide for a general system of common schools,'" etc.
Read first time, referred to Committee on Education 277

No. 219. BY SENATOR KAHLO. February 2, 1881—
"For an act to protect freight and freight cars, defining a felony and prescribing a penalty."
Read first time, referred to Committee on Railroads 277
Committee on Railroads recommend to pass 343
Read second time, report concurred in 628
Read third time, laid aside 741

No. 220. BY SENATOR WOODS. February 2, 1881—
"For an act in relation to highways purchased of the State and authorizing the conveyance of the same to street railway companies and declaring an emergency."
Read first time, referred to Committee on Roads..... 277
Committee on Roads recommend to pass..... 340
Read second time, report concurred in..... 627
Senate refuses to order bill engrossed..... 627

No. 221. BY SENATOR WOOLLEN. February 2, 1881—
"For an act in relation to female witnesses."
Read first time, referred to Committee on Judiciary..... 278
Committee recommend to indefinite postponement..... 338
Committee report concurred in..... 774

No. 222. BY SENATOR BUNDY. February 2, 1881—
"For an act to exempt property from taxation."
Read first time, referred to Committee on Agriculture..... 278
Committee recommend indefinite postponement..... 473

No. 223. BY SENATOR CHAPMAN. February 2, 1881—
"For an act to transcribe and copy the opinions of the Supreme Court."
Read first time, referred to Committee on Judiciary..... 278
Committee recommend amendment and to pass..... 507
Read second time, report concurred in, engrossed..... 864
Committee on Phraseology recommend amendment, concurred in..... 894

No. 224. BY SENATOR COMPTON. February 2, 1881—
"For an act to amend section 3 of an act entitled 'An act to regulate street railroads outside of city.'"
Read first time, referred to Committee on Roads..... 278
Committee on Roads recommend to pass with emergency clause..... 340
Read second time, report of committee concurred in, ordered engrossed..... 864

No. 225. BY SENATOR COFFEY. February 3, 1881—
"For an act to prohibit the sale, bartering, loan or gift of certain fire arms," etc.
Read first time, referred to Committee on Rights and Privileges..... 289
Committee recommend to pass..... 474

No. 226. BY SENATOR HOSTETTER. February 3, 1881—
"For an act to enable the owners of wet lands to drain and reclaim them when the same can not be done without affecting the lands of others," etc.
Read first time, referred to Committee on Canals..... 289
Committee recommend to lie on table..... 473

No. 227. BY SENATOR HOSTETTER. February 3, 1881—
"For an act supplemental to an act for the organization and regulation of the Indiana militia," etc.
Read first time, referred to the Committee on Military Affairs..... 289
Committee recommend substitution of new matter..... 474, 724
Read second time, report concurred in, engrossed..... 863, 864
Committee on Phraseology report concurred in..... 899

No. 228. BY SENATOR KAHLO. February 3, 1881—
"For an act to provide for a general system for the improvement of streets and alleys of the cities of this State, providing the mode of paying for such improvements, and for other purposes."
Read first time, referred to Committee on Judiciary..... 289
Committee recommend indefinite postponement..... 507

No. 229. BY SENATOR KRAMER, February 3, 1881—
"For an act to legalize sales made to enforce collections of municipal taxes."
Read first time, referred to Committee on Judiciary..... 289
Committee recommend to pass with amendment..... 509
Read second time, report amended and adopted..... 774

No. 230. BY SENATOR MACARTNEY. February 3, 1881—
"For an act to legalize the incorporation of the town of Angola, Steuben county, in the State of Indiana," etc.
Read first time, referred to Committe on County and Township Business..... 289
Committee on County and Township Business recommend to pass..... 339
Read second time, report concurred in..... 774

No. 231. BY SENATOR RAHM. February 3, 1881—
"For an act to provide payment for expert testimony in the courts of this State."
Read first time, referred to Committee on Fees and Salaries..... 290
Committee recommend to indefinitely postpone..... 380

No. 232. BY SENATOR RISTINE. February 3, 1881—
"For an act defining the jurisdiction and powers of and allowing City Marshals certain fees in addition to their salaries,"
Read first time, referred to Committee on Fees and Salaries..... 290
Committee recommend to pass..... 380
Read second time with committee report..... 862
Read third time, passed, title adopted..... 875
Passed House..... 946
Report of Committee on Enrollment..... 951
Signed by Speaker and President.....953, 957
Approved by Governor..... 975

No. 233. BY SENATOR SAYRE. February 3, 1881—
"For an act to repeal section 6 of an act entitled 'An act to regulate and license the sale of spirituous, vinous and malt liquors, to limit the license to be charged by cities and towns, prescribing penalties for intoxication, and providing for the recovery of damages for injuries growing out of unlawful sale of intoxicating liquors, to repeal all former laws regulating the sale of intoxicating liquors and all laws and parts of laws in conflict."
Read first time, referred to Committee on Temperance..... 290
Committee on Temperance recommend to pass..... 676

No. 234. BY SENATOR VAN VORHIS. February 3, 1881—
"For an act to amend an act dividing the State into judicial circuits," etc.
Read first time, referred to Committee on Organization of Courts..... 291
Committee recommend to lie upon table..... 417

No. 235. BY SENATOR YANCEY. February 3, 1881—
"For an act to amend section 119 of an act entitled 'An act providing for the election and qualification of Justices of the Peace,'" etc.
Read first time and referred to Committee on Judiciary..... 291
Committee recommend indefinite postponement..... 337
Read second time, report concurred in..... 775

No. 236. BY SENATOR CHAPMAN. February 3, 1881—
"For an act to prevent trespass on enclosed and unenclosed lands, and providing penalties for its violation," etc.
Read first time, referred to Committee on Judiciary..... 291
Committee recommend to pass with amendment..... 510

No. 237. BY SENATOR COMPTON. February 3, 1881—
"For an act legalizing the acknowledgment of certain instruments."
Read first time, referred to Committee on Judiciary..... 291
Committee recommend indefinite postponement..... 301
Read second time..... 389

No. 238. BY SENATOR BROWN. February 4, 1881—
"For an act to create the liability of a master for the injury of one servant, arising from the fault or negligence of a fellow-servant."
Read first time, referred to Committee on Railroads..... 294
Committee recommend to pass..... 863

No. 239. BY SENATOR MENZIES. February 4, 1881—
"For an act concerning the Supreme Court."
Read first time, referred to Committee on Judiciary 299
Committee recommend indefinite postponement 338
Committee report concurred in 826

No. 240. BY SENATOR VIEHE. February 4, 1881—
"For an act concerning grand and petit juries."
Read first time and referred to Committee on Judiciary 299
Committee on Judiciary recommend indefinite postponement 337
Committee report concurred in 826

No. 241. BY SENATOR HENRY. February 5, 1881—
"For an act fixing the compensation of the Speaker of the House of Representatives."
Committee on Revision recommend to pass 301, 302
Read second time, committee report concurred in, engrossed 371
Read third time, failed to pass 489
Passed, title adopted 513
Passed House with amendments 559
House amendments not concurred in 560
House declines to recede, Committee of Conference 561
Conference Committee report 563
House refuses to concur 565
House amendments concurred in 565
Enrollment Committee report 567
Signed by Speaker and President 568
Approved by Governor 577

No. 242. BY SENATOR COMSTOCK. February 5, 1881—
"For an act to amend section 2 and to repeal the 18th section of an act approved May 13, 1869, 'An act to establish a female prison and reformatory institution for girls and women.'"
Read first time 304
Committee on Prisons recommend to pass with amendments 341

No. 243. BY SENATOR LANGDON. February 5, 1881—
"For an act to amend sections 6 of an act to amend section 2, 4 and 6 of an act entitled 'An act to divide the State into circuits for judicial purposes.'"
Read first time 305

No. 244. BY SENATOR LEEPER. February 5, 1881—
"For an act concerning election tickets and ballots and to preserve the secrecy of the ballot."
Read first time, referred to Committee on Corporations 305

No. 245. BY SENATOR MENZIES. February 5, 1881—
"For an act to enlarge the powers of incorporated cities."
Read first time 305
Read second time, committee report concurred in, ordered engrossed 371
Read third time and passed, title adopted 489
Passed House 855
Committee on Enrollment report 864
Signed by Speaker 868
Signed by President 869
Approved by Governor 919

No. 246. BY SENATOR VAN VORHIS. February 5, 1881—
"For an act to authorize the Common Council and Board of Aldermen of all cities of this State having a population of 6,000 or more," etc.
Read first time, referred to Committee on Corporations 305
Committee recommend to pass 379

No. 246. BY SENATOR VAN VORHIS—Continued.
Constitutional rule suspended, read second time by title..... 796
Considered engrossed, read third time, passed, title adopted..... 800
Passed House..... 1033
Committee on Enrollment report..... 1037
Signed by Speaker..... 1041
Signed by President..... 1045
Approved by Governor..... 1062

No. 247. BY SENATOR VOYLES. February 5, 1881—
"For an act to amend an act entitled 'An act supplemental to an act concerning the organization and perpetuity of voluntary associations,'" etc.
Read first time, referred to Committee on County and Township Business..... 305
Majority Committee recommend to lie on table..... 380

No. 248. BY SENATOR YANCEY. February 5, 1881—
"For an act to provide for a Board of Inspectors of the benevolent institutions and the penitentiaries of the State of Indiana."
Read first time, referred to Committee on Executive Appointments..... 305
Committee recommend to lie on table..... 477

No. 249. BY SENATOR BELL. February 5, 1881—
"For an act for the incorporation of telephone exchange companies."
Read first time, referred to Committee on Judiciary..... 306

No. 250. BY SENATOR BISCHOWSKY. February 5, 1881—
"For an act supplemental to an act concerning the perpetuity of voluntary associations," etc.
Read first time, referred to Committee on Benevolent Institutions..... 306
Committee recommend to lie upon table..... 472, 473

No. 251. BY SENATOR BRISCOE. February 5, 1881—
"For an act to regulate the preaching of the Gospel in the State of Indiana."
Read first time, referred to special committee..... 306

No. 252. BY SENATOR BUNDY. February 5, 1881—
"For an act to amend the act entitled 'An act authorizing the construction of plank, macadamized and gravel roads,' etc., approved February 28, 1865."
Read first time, referred to Committee on Roads..... 306

No. 253. BY SENATOR CHAPMAN. February 5, 1881—
"For an act in relation to the official bonds of County Treasurers."
Read first time, referred to Committee on County and Township Business..... 306
Committee recommend to be amended..... 380

No. 254. BY SENATOR COMPTON, February 5, 1881—
"For an act requiring judgment plaintiffs or their assigns upon payments by judgment," etc.
Read first time, referred to Committee on Judiciary..... 306
Committee on Judiciary recommend to indefinitely postpone..... 469

No. 255. BY SENATOR LANGDON. February 5, 1881—
"For an act making appropriations to Purdue University."
Read first time, referred to Committees on Education and Finance..... 306
Committee on Education recommend to pass..... 496

No. 256. BY SENATOR KRAMER. February 5, 1881—
"For an act amending section 4 of an act entitled 'An act containing provisions regarding landlords and tenants,'" etc.
Read first time, referred to Committee on County and Township Business..... 307
Committee recommend indefinite postponement..... 380

No. 257. BY SENATOR GARRIGUS. February 5, 1881—
"For an act to amend sections 7 and 9 of an act entitled 'An act to provide for a general system of common schools, the officers thereof and their respective duties, and matters properly connected therewith,'" etc.
Read first time, referred to Committee on Education 307

No. 258. BY SENATOR GRAHAM. February 5, 1881—
"For an act to provide for the care and custody of orphan and abandoned children and matters connected therewith."
Read first time, referred to Committee on Benevolent Institutions 307
Committee recommend to lie upon table 343
Read second time, motion to amend 389
Report concurred in 390
Referred to Committee on Rights and Privileges 404
Committee recommend substitution of new matter and to pass 627
Read second time, report concurred in 775

No. 259. BY SENATOR FOSTER. February 7, 1881—
"For an act to amend section 24 of an act entitled 'An act providing for the election or appointment of Supervisors of Highways,'" etc.
Read first time, referred to the Committee on Roads 309

No. 260. BY SENATOR GARRIGUS. February 7, 1881—
"For an act concerning common schools, township institutes, the powers of County Superintendents on appeals in obtaining witnesses, and matters properly connected therewith."
Read first time, referred to Committee on Education 309

No. 261. BY SENATOR RAHM. February 7, 1881—
"For an act to amend section — of an act entitled 'An act to amend section 1 of an act entitled 'An act to amend sections 4 and 6 of an act entitled, An act prescribing the powers and duties of coroners,'" etc.
Read first time, referred to Committee on Public Health 309

No. 262. BY SENATOR TRAYLOR. February 7, 1881—
"For an act to amend section 2 of an act defining certain misdemeanors and prescribing punishment therefor."
Read first time, referred to Committee on Judiciary 310
Committee on Judiciary recommend to pass 470

No. 263. BY SENATOR VOYLES. February 7, 1881—
"For an act in relation to the partition of real estate, and supplementary to an act concerning the partition of lands, approved May 20, 1852."
Read first time, referred to Committee on Judiciary 310

No. 264. BY SENATOR WILSON. February 7, 1881—
"For an act for the protection of fish, defining misdemeanors and providing penalties for the violation of this act."
Read first time, referred to Committee on Agriculture 310
Committee recommend to pass with amendment 473
Report concurred in 628

No. 265. BY SENATOR COMPTON. February 7, 1881—
"For an act exempting certain property from taxation by towns and cities for municipal purposes, and declaring an emergency."
Read first time, referred to Committee on Corporations 310
Committee recommend to pass 380

No. 266. BY SENATOR DAVIS. February 7, 1881—
"For an act to prevent the levy of unnecessary taxes by Township Trustees by and with the concurrence of Boards of County Commissioners, providing for removal from office, and declaring an emergency."
Read first time, referred to Committtee on Judiciary 310
Committee on Judiciary recommend reference to Committee on County and Township Business 469

No. 267. BY SENATOR SAYRE. February 7, 1881—
"For an act to protect bridges, defining a misdemeanor, and prescribing punishment therefor."
Read first time, referred to Committee on County and Township Business 310
Committee recommend to pass 475

No. 268. BY SENATOR LEEPER. February 7, 1881—
"For an act to amend section 29 of an act entitled 'An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, and prescribing their powers and rights, and the manner in which they exercise the same,'" etc.
Read first time, referred to Committee on Fees and Salaries 312
Committee recommend to lie on table and to indefinitely postpone 380

No. 269. BY SENATOR MAJORS. February 7, 1881—
"For an act to relinquish the title of the State of Indiana to the lands in the bed of River Lake, in Newton county, Indiana."
Read first time, referred to Committee on Judiciary, motion to reconsider rejected. 316
Two hundred copies minority report printed 457
Special order 858
Motion to set aside rejected 877
Read second time with majority and minority reports 878
Motion to indefinitely postpone 878
Motion to take up 928

No. 270. BY SENATOR SPANN. February 9, 1881—
"For an act to create the Forty-fourth Judicial Circuit," etc.
Read first time, referred to Committee on Organization of Courts 326
Committee recommend to pass 417
Read second time, report concurred in, engrossed 780
Read third time, rejected 823

No. 271. BY SENATOR COMSTOCK. February 10, 1881—
"For an act concerning proceedings in civil cases."
Motion to suspend constitutional rule and read by title ordered. 335
Read second time by title only, special order 336
Special order and consideration ..... 394–400, 402–409, 412–415, 423, 424, 431, 432, 433, 434 [435, 441–443, 444, 445, 446, 447, 448–455, 456, 457, 458, 459
Ordered engrossed 459
Read third time 484–496
Motion to postpone passage 485
Passed, title adopted 497
Passed House with amendments 803
Conference committee appointed 803–805
Report of conference committee concurred in 807–818
Committee on Enrollment report 865
Signed by Speaker and President 868
Approved by Governor 938

No. 272. BY SENATOR BROWN. February 10, 1881—
"For an act to regulate the transportation of freight by the different railroad companies and common carriers in the State of Indiana, and providing a penalty for violation of the provisions of this act."
Read first time with petition, referred to Committee on Railroads 336

No. 273. BY SENATOR VOYLES. February 10, 1881—
"For an act to make it unlawful for residents of the State of Indiana to garnishee, attach or reach by other measure, process in the county of any other State the personal earnings," etc.
Read first time, referred to Committee on Railroads 336
Committee on Railroads recommend to pass 476
Read second time with committee report 782

No. 274. BY SENATOR HART. February 10, 1881—
"For an act to legalize the acts of an incorporation of certain voluntary association, organized in Gibson county, in the State of Indiana, and declaring an emergency."
Read first time, referred to Committee on County and Township Business,..... 536
Committee recommend to lie on table..... 510
Read second time, referred to special committee of three..... 674
Committee recommend amendment and to pass, concurred in..... 738
Passed, title adopted..... 739
Passed House..... 1051
Signed by President..... 1056
Approved by Governor..... 1062

No. 275. BY SENATOR HENRY. February 10, 1881—
"For an act supplemental to an act entitled 'An act regulating prosecutions in bastardy.'"
Committee on Revision recommend to pass..... 335-346
Committee on Judiciary recommend indefinite postponement..... 379

No. 276. BY SENATOR COMSTOCK. February 10, 1881—
"For an act concerning Criminal Courts."
Read first time, referred to Committee on Revision..... 335
Referred to Committee on Judiciary..... 346
Read second time..... 777
Motion to postpone laid on table..... 825
Read third time, passed, title adopted..... 826
Committee on Phraseology recommend amendment, concurred in..... 854
Passed House..... 946
House amendment concurred in..... 968
Report of Committee on Enrollment..... 970
Signed by Speaker and President..... 973, 974
Approved by Governor..... 1008

No. 277. BY SENATOR MENZIES, February 10, 1881—
"For an act concerning insurance."
Order of business suspended, read first time..... 345
Referred to Committee on Insurance..... 345
Constitutional rule suspended, read by title only..... 346
Committee recommend substitution of new matter, and to pass..... 476

No. 278. BY SENATOR KRAMER. February 10, 1881—
"For an act to amend section 8 entitled 'An act to authorize and regulate the incoporation of banks of discount and deposit in the State of Indiana.'"
Read first time, referred to Committee on Banks..... 346
Committee recommend to pass..... 380
Report of concurred in, amendment adopted..... 542
Motion to take up rejected..... 673
Read third time, passed, title adopted..... 722
Passed House..... 822
Committee on Enrollment report..... 863
Signed by Speaker..... 868
Signed by President..... 869
Approved by Governor..... 919

No. 279. BY SENATOR KAHLO. February 10, 1881—
"For an act entitled 'An act to amend section 18 of an act entitled 'An to repeal all general laws now in force for the incorporation of cities,'" etc.
Read first time, referred to Judiciary Committee..... 346
Committee on Judiciary recommend indefinite postponement..... 470

No. 280. BY SENATOR HOWARD. February 10, 1881—
"For an act abolishing the death penalty, and providing for the commutation of sentence of death by the Governor to imprisonment for life, repealing all laws in conflict therewith and declaring an emergency."
Read first time, referred to Committee on Judiciary..... 346, 347
Committee on Judiciary recommend indefinite postponement..... 506

No. 281. BY SENATOR RAHM, BY MENZIES. February 10, 1881—

"For an act to amend section 2 of an act entitled, 'An act authorizing the acquisition of Green River Island, or to locate the true boundary line at said Island,' approved March 14, 1877."

Read first time, referred to Committee on Judiciary 347
Committee recommend indefinite postponement 506
Recommitted to Committee on Judiciary 799
Committee recommend to pass, when amended 840
Read second time, report adopted as amended 904
Owen amendment, Rahm substitute, adopted 904
Read third time, passed, title adopted 927, 928
Passed House 1031
Signed by Speaker 1050
Signed by President 1053
Approved by Governor 1062

No. 282. BY SENATOR SAYRE. February 10, 1881—

"For a bill to authorize the County Commissioners of the several counties of the State to preserve the books, stationery and other articles for the several officers, and for the conduct of public business, and declaring an emergency."

Read first time, referred to Committee on County and Township Business 347
Majority of committee recommend to pass 474

No. 283. BY SENATOR TRAYLOR. February 10, 1881—

"For an act to amend sections 6 and 7 of an act entitled, 'An act to amend section 4, section 6 and section 7 of an act entitled, 'An act to provide for the election of a Reporter of the Supreme Court,'" etc.

Read first time, referred to Committee on Judiciary 347

No. 284. BY SENATOR YANCEY. February 10, 1881—

"For a bill for an act in relation to taxes levied for township purposes within the incorporated limits of any incorporated city or town, and the duties of certain officers in relation thereto."

Read first time, referred to Committee on Judiciary 347
Committee recommend to lie on table 379
Recommitted to Committee on Judiciary 380
Committee recommend reference to Committee on County and Township Business 509
Report concurred in 513

No. 285. BY SENATOR COMPTON. February 10, 1881—

"For an act to enable cities to make donations to manufacturing and mining companies."

Read first time, referred to Committee on Corporations 348
Committee recommend to pass 772

No. 286. BY SENATOR COFFEY. February 10, 1881—

"For an act fixing the fees of constables for serving and returning subpœnas in criminal cases."

Read first time, referred to Committee on Fees and Salaries 348

No. 287. BY SENATOR GRUBBS. February 10, 1881—

"For an act to enlarge the capacity of married women whose husbands are insane," etc.

Read first time, referred to Committee on Judiciary 348
Committee recommend to pass 509

No. 288. BY SENATOR MENZIES. February 11, 1881—

"For an act for the protection of private fish ponds and fish preserves."

Reported and filed 357
Read first time, referred to Committee on Revision 381

No. 289. By SENATOR BELL. February 14, 1881—
"For an act to amend section 11 of an act entitled 'An act in relation to the laying out, opening, widening, altering and vacation of streets, alleys and highways,'" etc.
Read first time, referred to Committee on Corporations..... 381
Committee recommend to pass..... 470, 471
Read second time, report concurred in, engrossed..... 776
Read third time, passed, title adopted..... 1011

No. 290. BY SENATOR BELL. February 14, 1881—
"For an act to amend sections 20 and 61 of an act entitled 'An act to repeal all general laws now in force for the incorporation of cities,'" etc.
Read first time, referred to Committee on Corporations..... 381
Committee recommend to pass..... 471
Read second time, report concurred in, engrossed..... 777

No. 291. BY SENATOR CHAPMAN. February 14, 1881—
"For an act to repeal 'An act to authorize aid to the construction of railroads by counties and townships taking stock in and making donations to railroad companies,' approved May 12, 1869."
Read first time, referred to Committee on Rights and Privileges..... 381
Committee recommend indefinite postponement..... 691

No. 292. BY SENATOR COFFEY. February 14, 1881—
"For an act to legalize the election of the Board of Trustees and all other officers of the town of Jonesville, in Bartholomew county, Indiana."
Read first time, referred to Committee on Corporations..... 381
Committee recommend to pass..... 773
Report concurred in, ordered engrossed..... 861

No. 293. BY SENATOR GRAHAM. February 14, 1881—
"For an act to amend an act on the subject of temperance, approved March 17, 1875."
Read first time, referred to the Committee on Temperance..... 381
Committee recommend to lie upon table..... 475

No. 294. BY SENATOR GRUBBS. February 14, 1881—
"For an act to amend an act entitled 'An act for the protection of the Sabbath, and providing penalties for the desecration thereof,' approved February 28, 1855."
Read first time, referred to Committee on Judiciary..... 382
Committee recommend to lie upon table..... 507

No. 295. BY SENATOR LEEPER. February 14, 1881—
"For an act concerning County Boards of Education."
Read first time, referred to Committee on Education..... 382
Committee recommend to pass..... 510

No. 296. BY SENATOR TRAYLOR. February 14, 1881—
"For an act to amend section 32 of an act entitled 'An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named, providing for certain employes in certain public offices, and fixing their compensation,' etc., approved March 31, 1879."
Read first time, referred to Committee on Fees and Salaries..... 382

No. 297. BY SENATOR WHITE. February 14, 1881—
"For a bill concerning common schools, prescribing the duties of certain officers in relation thereto, and repealing all laws and parts of laws in conflict therewith."
Read first time, referred to Committee on Education..... 382

No. 298. BY SENATOR MENZIES. February 23, 1881—
"For an act concerning the relocation of county seats."
Referred to Committee on County and Township Business..... 447
Amendment by Senator Brown..... 467
Committee recommend amendment and to pass..... 475
Motion to suspend constitutional rule rejected..... 822, 823

No. 298. BY SENATOR MENZIES—Continued.
Motion to take up rejected 825
Read second time, committee report concurred in 827
Amended and ordered engrossed 827, 828
Committee on Phraseology report concurred in 876
Motion to take up rejected 970, 971, 980

No. 299. BY SENATOR KAHLO. February 26, 1881—
"For an act to abolish the Superior Court of Cass county and transferring the business to the Cass county Circuit Court."
Referred to special committee 467
Committee recommend to pass 477
Motion to suspend constitutional rule and consider engrossed rejected 477, 478
Motion to suspend constitutional rule and consider engrossed passed 485, 486
Read second time and failed to pass 486, 487
Passed, title adopted 721
Passed House 769
Committee on Enrollment report concurred in 799
Signed by Speaker 803
Signed by President 804
Approved by Governor 866

No. 300. BY COMMITTEE ON CANALS. February 26, 1881—
"For an act concerning the examination, surveying and leveling of proposed or contemplated routes and outlets for the waters from large bodies of wet lands in the Kankakee region."
Read first time, referred to Committee on Insurance 478
Read second time 736
Motion to suspend constitutional rule adopted, read third time 737
Passed, title adopted 738
Passed House 936
Report of Committee on Enrollment 945
Signed by Speaker and President 953, 957
Approved by Governor 975

No. 301. BY SENATOR BENZ. February 26, 1881—
"For an act to provide for the paying of the expenses of the Ohio River Commission."
Read first time, referred to Committee on Rights and Privileges 478
Committee recommend to refer to Committee on Claims 627

No. 302. BY SENATOR BROWN. February 26, 1881—
"For an act to authorize the Seymour Reform Club to establish and conduct a gift concert enterprise," etc.
Read first time, referred to Committee on Temperance 478
Committee recommend indefinite postponement 676

No. 303. BY SENATOR CHAPMAN. February 26, 1881—
"For an act to amend section 2 of an act entitled 'An act to amend sections 1, 2, 3, 4, 8, 13 and 17 of an act to authorize aid to the construction of railroads by counties,'" etc.
Read first time, referred to Committee on Railroads 479

No. 304. BY SENATOR COFFEY. February 26, 1881—
"For an act to amend section 8 of an act entitled 'Supplementary and amendatory of an act to provide for a uniform assessment of property.'"
Read first time, referred to Committee on Insurance 470
Committee recommend to lie upon table 627

No. 305. BY SENATOR COMPTON. February 26, 1881—
"For an act to amend section 14 of an act prescribing fees, salaries," etc.
Read first time, referred to Committee on Fees and Salaries 479

No. 306. BY SENATOR COMSTOCK. February 26, 1881—
"For an act concerning the Richmond and Liberty Turnpike Co."
Read first time, referred to Committee on Judiciary 479
Committee recommend to pass 510
Read second time, report concurred in, engrossed 627
Read third time, passed, title adopted 722
Passed the House 1035
Committee on Enrollment report 1045
Signed by Speaker and President 1041-1045
Approved by Governor 1062

No. 307. BY SENATOR GRAHAM. February 26, 1881—
"For an act providing for the taxation of telegraph and telephone companies."
Read first time, referred to Committee on Corporations 479
Committee recommend to lie on table 772

No. 308. BY SENATOR GRUBBS. February 26, 1881—
"For an act providing for the appointment of Railroad Commissioner."
Read first time, referred to Committee on Railroads 479
Committee recommend to lie on table 1034

No. 309. BY SENATOR HOSTETTER. February 26, 1881—
"For an act regulating the districting of towns where the number of inhabitants does not exceed 2500," etc.
Read first time, referred to Committee on County and Township Business 480

No. 310. BY SENATOR LANGDON. February 26, 1881—
"For an act to provide for the filing of short-hand notes of testimony," etc.
Read first time, referred to Committee on Judiciary 480
Committee recommend to lie on table 535

No. 311. BY SENATOR LEEPER. February 26, 1881—
"For an act to amend section 1 of an act entitled 'An act to amend the 1st section of an act for the incorporation of manufacturing and mining companies," etc.
Read first time, referred to Committee on Corporations 480
Committee recommend to pass 776
Read second time, report concurred in, engrossed 780
Referred to committee of two 812
Committee report, passed, title adopted 813

No. 312. BY SENATOR MACARTNEY. February 26, 1881—
"For an act to legalize the incorporation of the town of Fremont, in Steuben county, Indiana," etc.
Read first time, referred to Committee on County and Township Business 480
Committee recommend to pass 510

No. 313. BY SENATOR LEEPER. February 26, 1881—
"For an act to encourage the destruction of ground hogs," etc.
Read first time, referred to Committtte on Rights and Privileges 480
Committee recommend to pass 627

No. 314. BY SENATOR RISTINE. February 26, 1881—
"For an act to amend section 4 of an act entitled 'An act to authorize the formation of companies for the detection and apprehension of horse thieves,'" etc.
Read first time, referred to Committee on County and Township Business 480
Committee recommend to pass 510
Read second time, ordered engrossed 912

No. 315. BY SENATOR SAYRE. February 26, 1881—
"For an act providing for the preliminary examination of persons before judges," etc.
Read first time, referred to Committee on Judiciary 480
Committee recommend indefinite postponement 524

No. 316. BY SENATOR SPANN. February 26, 1881—
"For an act to amend an act approved March 21, 1879," etc.
Read first time, referred to Committee on Insurance..... 481
Committee recommend to pass..... 673

No. 317. BY SENATOR TRAYLOR. February 26, 1881—
"For an act to amend section 16 of an act entitled 'An act providing for the organization of County Boards,'" etc.
Read first time, referred to Committee on Judiciary..... 481
Committee recommend to pass with amendments..... 523
Read second time, report concurred in, engrossed..... 781
Read third time, passed, title adopted..... 815

No. 318. BY SENATOR TRAYLOR. February 26, 1881—
"For an act to provide against intoxication and prescribing penalties therefor," etc.
Read first time, referred to Committee on Temperance..... 481
Committee recommend indefinite postponement..... 523

No. 319. BY SENATOR URMSTON. February 26, 1881—
"For an act to amend section 62 of the justices act," etc.
Read first time, referred to Committee on Revision of Laws..... 481
Committee recommend to pass..... 678

No. 320. BY SENATOR WHITE. February 26, 1881—
"For an act to amend sections 17, 18 and 29 of 'an act to repeal all general laws now in force for the incorporation of cities,'" etc.
Read first time, referred to Committee on Fees and Salaries..... 481

No. 321. BY SENATOR SHAFFER. February 28, 1881—
"For an act to amend section 22 of an act concerning enclosure, trespassing animals and partition fences," etc.
Read first time and referred to Committee on Agriculture..... 484
Committee recommend to lie on table..... 911

No. 322. BY SENATOR VOYLES. February 28, 1881—
"For an act to amemd sections 17 and 18 of an act entitled 'An act providing for the organization of County Boards," etc.
Read first time, referred to Committee on County and Township Business..... 484
Committee recommend to pass..... 510

No. 323. BY SENATOR HEFRON. February 28, 1881—
"For an act to amend section 25 of an act entitled 'An act regulating descents and the apportionment of estates."
Read first time, referred to Committee on Judiciary..... 484
Committee recommend indefinite postponement..... 524

No. 324. BY SENATOR URMSTON. February 28, 1881—
"For an act to regulate the business of telegraph companies and telegraphing in this State," etc.
Read first time, referred to Committee on Corporations..... 484
Committee recommend to pass..... 773

No. 325. BY SENATOR COMSTOCK. March 1, 1881—
"Offices and Officers."
Motion to suspend Constitutional rule, and print 200 copies..... 493
Read first and second times..... 494
Motion to take up rejected..... 655
Taken up and read by sections.....660, 667, 668, 669, 671
Motion to refer to special committee of five.....681, 682, 683, 684, 685, 686, 687, 688
Motion to refer to committees.....701, 702, 703, 704, 705, 706, 707, 708, 711, 712, 713, 715
[725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 738, 742, 743, 744, 745, 746, 747, 748
[749, 750, 751, 752, 756, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 782, 783, 784
Ordered engrossed..... 785

No. 325. BY SENATOR COMSTOCK—Continued.

Motion to recommit to special committee laid on table....788, 789
Read third time....793, 801
Passed, title adopted....804
Passed House with amendments....1026
Motion to take up House message rejected....1028, 1029
Taken up, motion for division of question on concurrence....1033
House amendments concurred in....1036
House amendments on emergency clause rejected....1036
Fees and salaries amendment lost....1036
House amendment to section 394½ rejected....1037
Conference Committee....1037
House agrees to Conference Committee....1045

No. 326. BY SENATOR CHAPMAN. March 1, 1881—

"For an act making a contract with the city of Indianapolis for constructing a sewer from the Institute for the Education of the Deaf and Dumb, and from the Prison and Reformatory for Women and Girls, and making appropriation for carrying such contract into effect."

Joint special committee report....504
Read first time, Constitutional rule suspended, read second time, 200 copies printed 506
Read third time, Constitutional rule suspended, considered engrossed....785
Passed, title adopted....785
Committee on Phraseology report concurred in....798
Passed House....1003
Signed by Speaker and President....1041, 1045
Report of Committee on Enrollment....1042

No. 327. BY SENATOR VIEHE. March 1, 1881—

"For an act to regulate the redemption of bonds from sale on execution or decree of courts," etc.

Majority of committee recommend amendment and to pass....690
Read second time, report concurred in....776
Committee on Phraseology report agreed to....795
Read third time, passed, title adopted....828
Passed House....913
Committee on Enrollment report....934
Signed by Speaker and President....936, 987

No. 328. BY SENATOR DAVIS. March 3, 1881—

"For an act to authorize Judges of the Circuit and Superior Courts to sign the records in certain cases."

Read first time, motion to suspend constitutional rule agreed to....519, 520
Read second time, considered engrossed, read third time....520
Passed, title adopted....520
Passed House....557
Committee on Enrollment report....563
Signed by President....566
Approved by Governor....577

No. 329. BY SENATOR WOODS. March 3, 1881—

"For an act amending section 22 of 'an act fixing certain fees to be taxed in the offices and salaries of officers therein named,'" etc.

Read first time, referred to Committee on Fees and Salaries....520

No. 330. BY SENATOR BELL. March 3, 1881—

"For an act to authorize the Protestant Episcopal Church in this State to raise a fund for the support of the Bishop," etc.

Read first time, referred to Committee on Judiciary....520
Majority recommend to pass....552
Constitutional rule suspended, read second and third times....763
Passed, title adopted....763

No. 330. BY SENATOR BELL—Continued.
Passed House. 803
Report Enrollment Committee, concurred in 820
Signed by Speaker and President 839
Approved by Governor 866

No. 331. BY SENATOR TRAYLOR. March 3, 1881—
"For an act defining the Eleventh Judicial Circuit of the State of Indiana."
Read first time, Constitutional rule suspended 522, 523
Read second and third times 523
Passed, title adopted 523
Passed House with amendments, amendments concurred in 777
Committee on Enrollment, report concurred in 799
Signed by Speaker 803
Signed by President 804
Approved by Governor 828

No. 332. BY SENATOR BRISCOE. March 4, 1881—
"For an act in relation to the leasing or hiring of the labor of the convicts in the State prisons," etc.
Presented, read first time, referred to Committee on Prisons 533, 534
Committee recommend indefinite postponement, concurred in 820

No. 333. BY SENATOR LANGDON. March 4, 1881—
"For an act to amend section 2 of the act for the protection of fish," etc.
Presented, constitutional rule suspended, read first and second times by title 548
Read third time by sections, passed, title adopted 548, 549

No. 334. BY SENATOR HENRY. March 9, 1881—
"For an act providing for the reinstatement of records and papers of courts destroyed," etc.
Introduced, motion to suspend constitutional rules 609
Read first and second times by title 609
Referred to Committee on Judiciary 609
Committee recommends indefinite postponement 661

No. 335. BY SENATOR URMSTON. March 10, 1881—
"For an act concerning the relocation of county seats."
Read first time, 100 copies ordered printed 618

No. 336. BY SENATOR HENRY. March 11, 1881—
"For an act to amend section 1 of an act entitled 'An act providing for the protection of fish."
Read first time, referred to Committee on Agriculture 626
Committee recommend to lie upon table 911

No. 337. BY SENATOR KEYSER. March 17, 1881—
"For an act to authorize and empower railroad companies to construct, maintain and operate telegraph lines for commercial and other purposes."
Read first time, referred to Committee on Railroads 660

No. 338. BY SENATOR VIEHE. March 17, 1881—
"For an act prescribing the duties of coroner in certain cases."
Read first time, referred to Committee on Judiciary 661
Committee recommend to pass 691

No. 339. BY SENATOR BELL. March 22, 1881—
"For an act concerning County Judges," etc.
Read first time, referred to Committee on Probate Affairs 695

No. 340. BY SENATOR HOSTETTER. March 22, 1881—

"For an act to amend section 2 of an act entitled 'An act to enable incorporated towns to lay out, open, grade and improve streets,'" etc.

Read first time, referred to Committee on County and Township Business 695
Committee recommend to pass 773
Read second time, report concurred in 773
Read third time and failed to pass 899

No. 341. BY SENATOR KEISER. March 22, 1881—

"For an act limiting the operation of an act entitled 'An act to amend section 3 of an act entitled an act touching the laying out and vacating towns, streets,'" etc.

Read first time, referred to Committee on County and Township Business 695

No. 342. BY SENATOR BUNDY. March 22, 1881—

"For an act to authorize married women to apply to the proper courts of the State for alimony in certain cases therein specified."

Read first time, referred to Committee on Judiciary 695
Committee recommend to lie on table 840

No. 343. BY SENATOR COMSTOCK. March 22, 1881—

"For an act providing for the appointment of a clerk for grand juries, prescribing the duties and pay of such clerk," etc.

Read first time, referred to Committee on Judiciary 695

No. 344. BY SENATOR DAVIDSON. March 22, 1881—

"For an act concerning highways," etc.

Motion to suspend constitutional rule adopted 695, 696
Read first time by title only, referred to Committee on Roads, etc 696

No. 345. BY SENATOR MACARTNEY. March 22, 1881—

"For an act to amend sections 15 and 17 of an act providing for the election and qualification of justices of the peace."

Read first time, referred to Committee on Judiciary 696
Committee recommend to lie on table 840

No. 346. BY SENATOR RAHM. March 22, 1881—

"For an act to amend sections 1 and 5 of an act entitled 'An act to promote the science of medicine,'" etc.

Read first time, referred to Committee on Public Health, etc 696

No. 347. BY SENATOR HENRY. March 22, 1881—

"For an act to repeal an act supplemental to an act entitled 'An act to authorize cities and towns to negotiate and sell bonds,'" etc.

Read first time, referred to Committee on Education 696

No. 348. BY SENATOR RISTINE. March 22, 1881—

"For an act for the relief of the commissioned officers of the 12th and 16th regiments of Indiana volunteer infantry."

Read first time, referred to Committee on Military Affairs 696

No. 349. BY SENATOR SAYRE. March 22, 1881—

"For an act to legalize the incorporated town of Lagro, in Wabash county," etc.

Read first time, referred to Committee on Corporations 697
Committee recommend to pass 773
Motion to suspend constitutional rule adopted, read second time 842
Engrossed, read third time, passed, title adopted 842
Passed House 936
Report of Committee on Enrollment 941
Approved by Governor 975

No. 350. BY SENATOR SHAFFER. March 22, 1881—
"For an act to regulate the sale of intoxicating liquors," etc.
Motion to suspend constitutional rules adopted 697
Read first time by title only 697
Motion to refer to special committee of three 697
Motion to amend by referring to Committee on Temperance adopted 697, 698
Committee recommend to pass 943

No. 351. BY SENATOR VIEHE. March 24, 1881—
"For an act concerning the settlement of decedents' estates."
Report of special committee 753
Select committee directed to have 100 copies of amendments by numbers printed 808
Constitutional rule suspended, read first and second times by title 816
Special order 816, 844, 845, 847, 848, 849, 850, 853
Ordered engrossed 853
Read third time 884, 885, 886
Passed, title adopted 888
Passed House with amendments 981
Conference Committee 985, 989
Report of Conference Committee concurred in 1000, 1002
Committee on Enrollment report concurred in 1016
Signed by Speaker 1018
Approved by Governor 1044

No. 352. BY SENATOR LANGDON. March 25, 1881—
"For an act to create an appellate court," etc.
Read first time, referred to Committee on Organization of Courts 756
Committee recommend substitution of new matter and to pass 1012
Motion to substitute 1042

No. 353. BY SENATOR GRUBBS. March 26, 1881—
"For an act to provide for the registry of notes," etc.
Read first time, referred to Committee on Judiciary 777
Committee recommend to pass 840
Motion to suspend constitutional rule rejected 1001

No. 354. BY SENATOR HOWARD. March 26, 1881—
"For an act concerning the Decatur county cemetery at Greensburg, Decatur county, Indiana."
Read first time, referred to Committee on Corporations 778
Committee recommend to pass 958

No. 355. BY SENATOR LEEPER. March 28, 1881—
"For an act concerning voluntary associations for the purpose of insuring farm property."
Read first time 779
Read third time, passed, title adopted 925
Passed House 1050
Signed by President 1056

No. 356. BY SENATOR VAN VORHIS. March 28, 1881—
"For an act to refund moneys erroneously paid into the county treasuries of the State."
Read first time, referred to Committee on Judiciary 779

No. 357. BY SENATOR HUTCHINSON. March 28, 1881—
"For an act authorizing the Board of Commissioners of any county owning real estate to be used for the purpose of agricultural and horticultural fairs," etc.
Read first time, referred to Committee on Agriculture 779

No. 358. BY SENATOR WHITE. March 28, 1881—
"For an act making appropriations to test the validity of Nelson W. Gruhbs' patent driven wells."
Read first time, referred to Committee on Finance 780
Petitions from citizens referred to committee 782

No. 359. BY SENATOR COFFEY. March 28, 1881—

"For an act to amend sections —— of an act entitled 'An act to legalize and render valid the records of the Court of Common Pleas of the various counties of the State of Indiana,' approved March 14, 1877."

Read first time, referred to Committee on Organization of Courts 780
Committee recommend to pass 839
Read second time, report concurred in, engrossed 861
Motion to take up rejected 900

No. 360. BY SENATOR SPANN. March 28, 1881—

"For an act for the employment of convict labor in the prisons of this State, and repealing all laws in conflict therewith, and providing a penalty," etc.

Read first time, referred to Committee on Prisons 786
Returned by committee without action 1064

No. 361. BY SENATOR HUTCHINSON. March 28, 1881—

"For an act providing for the imprisonment of convicts in the Northern and Southern State Prisons, and directing from what counties in the State convicts shall be sent to each of said prisons."

Read first time, referred to Committee on Prisons 786
Returned by committee without action 1064

No. 352. BY SENATOR HENRY. March 29, 1881—

"For an act to legalize the incorporation of the town of Alexandria, in the county of Madison and State of Indiana, and to legalize the acts of the various Boards of Trustees of said town of Alexandria concerning the levy of taxes, and for the improvement of streets and the enactment of ordinances for the government and control of said town."

Read first time, referred to Committee on Corporations 794
Committee recommend to passs 958

No. 363. BY SENATOR COMSTOCK. March 29, 1881—

"For an act creating the office of Register in each county in this State, providing for the registry of citizens and electors, prescribing the powers and duties of officers named therein, making certain regulations in relation to electors, defining certain crimes and misdemeanors relating to the subject matter of this act, and affixing penalties therefor, repealing all acts inconsistent with the provisions of this act, and providing for other matters properly connected with the subject matter."

Read first time, referred to Committee on Judiciary 794

No. 364. BY SENATOR KEISER. March 31, 1881—

"For an act defining the 31st judicial circuit of the State of Indiana, and fixing the time for holding terms of court therein, and repealing all laws in conflict therewith."

Read first time, referred to special committee of three 814
Committee recommend to pass 819
Constitutional rule suspended, read second time, engrossed 823
Read third time, passed, title adopted 823, 834
Passed House 856
Committee on Enrollment report 856
Signed by Speaker 868
Signed by President 869
Approved by Governor 975

No. 365. BY SENATOR WILSON. March 31, 1881—

"For an act requiring County Treasurers to account for and pay to the Treasurer of State all interest received by him, or any funds belonging to or collected by him for the county."

Read first time, referred to Committee on County and Township Business 814
Committee recommend to pass 952

No. 366. BY SENATOR KAHLO. March 31, 1881—

"For an act creating the 29th judicial circuit of the State of Indiana, and providing for the transfer and completion of all business now pending in the Superior Court of Cass county to the said Circuit Court, and declaring an emergency."

Read first time, referred to special committee 814
Committee recommend to pass, concurred in 819
Constitutional rule suspended, read second time. ngrossed 824
Read third time, passed the Senate 824
Passed House with amendments 856
House amendments concurred in 856
Committee on Enrollment report 863
Signed by Speaker 868
Signed by President 869

No. 367. BY SENATOR RISTINE. March 31, 1881—

"For an act to create the 43d judicial circuit," etc.

Order of business suspended, presented 825

No. 368. BY SENATOR CHAPMAN. April 1, 1881—

"For an act supplemental to an act entitled 'An act to amend section 1 of an act relating to foreign insurance companies."

Introduced 837
Committee on Insurance recommend to pass 839
Constitutional rule suspended, read second time 842
Report concurred in, engrossed, read third time 843
Passed, title adopted 843

No. 369. BY SENATOR SAYRE. April 1, 1881—

"For an act to provide fees and salaries for certain officers therein named," etc.

Motion to suspend constitutional rule rejected 848
Two hundred copies ordered printed 848, 849
Motion to suspend constitutional rule adopted 848, 849
Read first time by title only 849
Special order 890, 970, 971, 980, 981, 982
Postponement 935, 945, 949, 969, 970, 982, 983, 984
Read second time, ordered engrossed 985, 986
Motion to reconsider laid on table 986
Motion to suspend constitutional rule rejected 986, 987
Special order 987, 996, 997, 1001

No. 370. BY SENATOR MARVIN. April 1, 1881—

"For an act legalizing the acts and ordinances of Kirklin corporation, in Clinton county, Indiana."

Read first time, referred to special committee 849
Constitutional rule suspended, read second time by title 874
Read third time, passed, title adopted 874
Passed House 1035
Signed by Speaker 1050
Signed by President 1053
Approved by Governor 1062

No. 371. BY SENATOR CHAPMAN. April 4, 1881—

"For an act authorizing the sale and conveyance of certain real estate belonging to the State of Indiana."

Read first time, referred to Committee on Judiciary 861
Committee recommend to pass 921

No. 372. BY SENATOR WOODS. April 5, 1881—

"For an act defining 39th Judicial Circuit Court."

Read first time, referred to Committee on Organization of Courts 885

No. 373. BY SENATOR CHAPMAN. April 5, 1881—

"For an act to authorize and empower the trustees for the State Hospital for the Insane to confer upon any incorporated street or horse railroad company," etc.

Read first time, referred to Committee on Benevolent Institutions 887
Committee recommend amendment and to pass 911
Read second time, report concurred in 925
Constitutional rule suspended, considered engrossed 926
Read third time, passed, title adopted 926
Passed House 1035
Signed by Speaker 1050
Signed by President 1053
Approved by Governor 1062

No. 374. BY SENATOR TRAYLOR. April 5, 1881—

"For an act to legalize the acts and proceedings of the Board of Trustees in the town of Bedford, in Lawrence county, Indiana."

Read first time, constitutional rule suspended 887
Read second and third time 887
Passed, title adopted 888
Passed House 946
Report of Committee on Enrollment 951
Signed by Speaker and President 958, 957
Approved by Governor 975

No. 375. BY SENATOR COMSTOCK. April 7, 1881—

"For an act to create court of appeals."

Read first time, referred to Committee on Judiciary 912

No. 376. BY SENATOR BELL. April 8, 1881—

"For an act to authorize any cities or towns having a bonded debt and having a sinking fund for the liquidation of said debt to loan the said sinking fund," etc.

Read first time, referred to special committee of three 935

No. 377. BY SENATOR KEISER. April 9, 1881—

"For an act supplemental to an act entitled 'An act defining the Thirty-first Judicial Circuit of the State of Indiana, fixing the terms for holding the courts therein, and the length of the terms thereof,' approved April 8, 1881, and declaring an emergency."

Introduced, referred to special committee 958
Committee recommend to pass 984
Constitutional rule suspended, read second time, report concurred in 1007
Read third time, passed, title adopted 1007
Passed House 1045
Signed by President 1056

No. 378. BY SENATOR WILSON. April 9, 1881—

"For an act concerning the organization and business of the two Houses of the General Assembly, and matters properly connected therewith."

Introduced, referred to special committee 958

No. 379. BY SENATOR HENRY. April 14, 1881—

"For an act concerning the loaning of the common school fund and the congressional township school fund."

Constitutional rule suspended, read first and second times 1018, 1019
Read third time, passed, title adopted 1019
Passed House 1025
Committee on Enrollment report 1045
Signed by Speaker and President 1045, 1049
Approved by Governor 1062

JOINT RESOLUTIONS OF THE SENATE.

No. 1. BY SENATOR TRAYLOR. January 11, 1881—

A joint resolution authorizing the Governor of the State of Indiana to appoint a surveyor and civil engineer to survey the public lands of the State bordering on the Kankakee river, and to take the level and fall per mile of said river from the town of Momence, in the State of Illinois, and from thence through the counties of Lake, Porter, Starke, Laporte, St. Joseph, Jasper, Newton, and report the best means of drainage of said lands bordering said river, and authorizing the Governor to draw a warrant upon the State treasury to pay the labor and expenses thereof.

Read first time.....60, 61
Referred to Committee on Swamp Lands..... 101
Committee reported,..... 277
Motion to recommit and amend..... 368
Report concurred in..... 368
Committee recommend to lie upon table..... 474

No. 2. BY SENATOR GRAHAM. January 11, 1881—

A joint resolution instructing Senators in Congress and requesting Representatives to use their influence to procure the repeal of so much of the acts of Congress as confer special jurisdiction upon the Circuit and District Courts of the United States of suits by and against national banks resident of a State, without regard to the amount involved in such suits.

Read first time.....61, 101
Committee recommend to pass..... 181
Report concurred in..... 187
Read second time..... 187
Read third time, passed, title adopted..... 203
Passed House with amendments..... 310
House amendments concurred in..... 312
Resolution to send copies to Senators and Representatives in Congress..... 345
Committee on Enrolled Bills report correct enrollment..... 366
Signed by Speaker of House..... 369
Signed by President of Senate..... 370
Delivered to Governor..... 371

No. 3. BY SENATOR WOOLLEN. January 12, 1881—

Resolved by the Senate, the House of Representatives concurring, That the Principal Secretary of the Senate, by and with the advice and consent of the Board of Revision, be and he is hereby authorized to appoint an additional clerk, whose special duty it shall be to engross all bills of the Board of Revision of Laws, said clerk to receive the sum of five dollars per day for each day actually engaged in such labor.

Introduced..... 83
Laid on table..... 83
Referred to Committee on Revision of Laws..... 101

No. 4. BY SENATOR RAHM. January 13, 1881—

Resolved by the Senate of the State of Indiana, the House concurring, That our Senators and Congressmen be and are hereby instructed to use their best endeavors to secure the passage of a law pensioning the remaining survivors of the Mexican and Florida wars, as a matter of justice to brave men who, by their heroism, aided the government to acquire territory of incalculable value to the country and preserve the honor of the nation.

Read first time..... 86

No. 4. BY SENATOR RAHM—Continued.

Referred to Committee on Federal Relations..... 101
Committee recommend to pass..... 224
Read second time, amended..... 274, 31?
Report concurred in, engrossed..... 312

No. 5. BY SENATOR COFFEY. January 17, 1881—

Instructing our Senators and requesting our Representatives in Congress to support what is known as the Keifer bill, now pending in Congress, which said bill is for an act to pension soldiers that were prisoners of war in southern prisons, etc.

Read first time, referred to Committee on Federal Relations..... 120
Committee recommend to pass..... 222
Read second time, report concurred in, engrossed..... 254
Read third time..... 261
Recommitted to Committee on Federal Relations..... 699

No. 6. BY SENATOR TRAYLOR. January 17, 1881—

Proposing amendment to section 1, article 6 of the Constitution.

Read first time, referred to Committee on Judiciary..... 120
Committee recommend to lie upon table..... 506
Committee recommend to pass..... 54?
Report concurred in, ordered engrossed..... 909
Read third time, passed, title adopted..... 92?

No. 7. BY SENATOR TRAYLOR. January 17, 1881—

Proposing amendment to section 2, article 6 of the Constitution.

Read first time, referred to Committee on Judiciary..... 12?
Committee recommend to lie upon table..... 50?
Referred to Committee on Judiciary..... 7?
Committee recommend to pass..... 9?
Report concurred in..... 9?
Read third time, passed, title adopted..... 95?

No. 8. BY SENATOR HEFRON. January 17, 1881—

Be it resolved by the General Assembly of the State of Indiana, That our Senators in Congress are hereby instructed, and our Representatives are requested to endeavor to secure the passage of a law changing the time of holding the Presidential election from November to the second Tuesday in October.

Introduced..... 121
Referred to Committee on Judiciary..... 7?

No. 9. BY SENATOR LOCKRIDGE. January 18, 1881—

Requesting our Senators and instructing our Representatives in Congress to use their influence to procure the passage of the bill known as the Keifer bill, now pending in Congress, for the suppression of contagious diseases of domestic animals, etc.

Read first time, referred to Committee on Agriculture..... 128
Committee recommend passage..... 142
Read second time, report concurred in, engrossed..... 161
Read third time, passed, title adopted..... 17?
Passed House..... 20?
Enrollment Committee report correct enrollment..... 24?
Signed by President..... 25?
Signed by Speaker..... 25?
Delivered to Governor..... 28?
Approved by Governor..... 31?

No. 10. BY SENATOR LANGDON. January 24, 1881—

Joint resolution regarding consolidation of Prison Boards, etc.

Introduced and referred to Committee on Prisons..... 1?
Committee recommend indefinite postponement, February 10, 1881.

No. 11. BY SENATOR YANCEY. March 18, 1881—

Joint resolution requesting the Senators and Representatives from Indiana in the Congress of the United States, to favor the passage of an amendment to the Constitution of the United States, prohibiting the disfranchisement of citizens of the United States on account of sex.

Read first time, referred to Committee on Rights and Privileges 664
Committee recommend to pass..... 943

No. 12. BY SENATOR SHAFFER. March 22, 1881—

Resolved by the Senate of the State of Indiana, the House of Representatives concurring, That the following amendment be, and is hereby proposed to the Constitution of the State of Indiana, to be submitted to the vote of the electors of said State, viz:

Amend by adding article 17, so to read as follows:

"Sec. 1. The manufacture, sale, or keeping for sale in said State, spirituous, vinous or malt liquors, or any other intoxicating liquors, except for medical, scientific, mechanical, and wines for sacramental purposes, shall be, and is hereby, forever prohibited in the State of Indiana.

"Sec. 2. The General Assembly of the State of Indiana shall provide by law in what manner, by whom, and at what places such liquors shall be sold or manufactured for medical, scientific, mechanical and sacramental purposes."

Resolved, That in submitting this amendment to the electors of the State to be voted on, it shall be designated as Amendment No 1.

Offered, and motion to refer to special committee of three 692, 693
Amendment to refer to Committee on Temperance adopted..... 693

No. 13. BY SENATOR YANCEY. March 22, 1881—

Resolved by the Senate, the House of Representatives concurring, That the following amendment to the Constitution of the State of Indiana, be and the same is hereby proposed, to wit:

Amend section 2 of article 2 thereof, so that it will read as follows;

"Sec. 2. In all elections, not otherwise provided for by this Constitution, every citizen of the United States of the age of twenty-one years and upwards, who shall have resided in the State during the six months, and in the township sixty days, and in the ward or precinct thirty days, immediately preceding such election; and every person of foreign birth, of the age of twenty-one years and upwards, who shall have resided in the United States one year, and shall have resided in this State during the six months, and in the township sixty days, and in the ward or precinct thirty days, immediately preceding such election, and shall have disclosed his or her intention to become a citizen of the United States, conformably to the laws of the United States on the subject of naturalization, shall be entitled to vote in the township, ward or precinct where he or she may reside, if he or she shall have been duly registered according to law;

Resolved, That in submitting this proposition to the electors to be voted upon it shall be designated as Amendment No. 1."

Offered and referred to Committee on Revision of Laws..... 693
Read second time, with committee report to amend and pass..... 909
Report concurred in, engrossed..... 909
Motion to lay aside, and consider House Joint Resolution No. 8, adopted..... 930

No. 14. BY SENATOR YANCEY. March 22, 1881—

A joint resolution, proposing an amenement to section 21, article 7 of the Constitution:

Resolved by the Senate, the House of Representatives concurring, That the following amendment to the Constitution of the State of Indiana be, and the same is hereby proposed, to wit: Amend section 21 of the 7th article thereof, to read as follows:

"Sec. 21. Every person who is a citizen of the United States, and of this State, of the age of twenty-one years and upwards, of good moral character, and every person of foreign birth resident in this State, of the age of twenty-one years and upwards, of good moral character, who shall have resided in the United States for one year and in this State for the six months next preceding, and shall have declared his or her intention to become a citizen of the United States, conformably to the laws of the

No. 14. BY SENATOR YANCEY—Continued.

United States on the subject of naturalization, shall be entitled to admission to practice law in all courts of justice."

Resolved, That in submitting this amendment to the electors of the State, to be voted on, it shall be designated as Amendment No. 2.

Offered and referred to Committee on Revision of Laws..... 694
Committee recommend amendment and adoption..... 880
Read second time, report concurred in, engrossed.....909, 910
Special order..... 910
Referred to committee of three, with instructions..... 932
Committee recommend amendment.....964, 965

No. 15. BY SENATOR COMSTOCK. March 22, 1881—

Resolved by the Senate, the House of Representatives concurring, That the following amendment to the Constitution of the State of Indiana be and the same is hereby proposed, to wit: Amend section 2 of the 7th article, to read: "Sec. 2. The Supreme Court shall consist of not less than five nor more than seven Judges, a majority of whom shall form a quorum. They shall hold their offices for six years if they so long behave well."

Read and referred to Committee on Judiciary..... 713
Read second time with committee report to pass concurred in..... 910
Ordered engrossed and made special order..... 910
Read third time..... 932
Chapman amendment and motion to recommit rejected..... 933
Motion to make joint resolution instead of concurrent, adopted..... 933
Failed to pass..... 933
Motion to reconsider.....937, 1064
Motion adopted.....1064, 1065
Resolution rejected.....1065
Resolution adopted.....1066

No. 16. BY SENATOR KAHLO. March 28, 1881—

A joint resolution proposing amendment to section 2 of article 4 of the Constitution of the State.

Read first time, referred to Committee on Judiciary..... 786
Committee recommend to pass..... 880
Read second time, ordered engrossed, special order..... 910
Read third time and failed to pass.....933, 934

No. 17. BY SENATOR GRUBBS. March 28, 1881—

A joint resolution proposing amendment to section 29 of article 4 of the constitution of the State.

Read first time, referred to Committee on Judiciary..... 786
Committee recommend to pass..... 880
Read second time, report concurred in, engrossed..... 910
Special order..... 910
Read third time, passed, title adopted..... 934

No. 18. BY SENATOR SPANN. April 5, 1881—

A joint resolution authorizing the Governor to appoint three commissioners to attend railroad commissioners conventions of the various States.

Read first time..... 965

HOUSE BILLS.

No. 1. January 8, 1881—

A bill to appropriate one hundred and twenty-five thousand dollars to defray the expenses of the fifty-second (52d) General Assembly of the State of Indiana, and other matters connected therewith.

Received from House 39
Constitutional rule suspended 69
Read second time by title, third time by sections 69
Passed, motion to reconsider vote agreed to 70
Referred to special committee of three 70
Report of special committee with amendment concurred in 73, 74
Passed 74
House concurs in Senate amendments 80
Signed by Speaker 84

No. 120. January 18, 1881—

A bill to authorize the Joint Committee on Revision and Compilation of the Statutes of the Senate and House of Representatives of the State of Indiana two clerks for its use in such compilation, repealing all conflicting laws, and declaring an emergency.

Received from House 130
Read first time, constitutional rule suspended 131
Read second and third times 132
Passed, title amended 132
House concurs in amendment 141
Signed by Speaker 152
Signed by President 161

No. 27. January 19, 1881—

A bill providing for the submission of legal questions, by the General Assembly, or either house thereof, to the Supreme Court for its decision, and declaring an emergency.

Received from House 141
Read first time, referred to Committee on Judiciary 160
Committee report to indefinitely postpone 280, 378
Concurred in 378

No. 16. January 21, 1881—

A bill providing for the submission to the electors of the State of Indiana, for ratification or rejection, the constitutional amendments, etc.

Received from House 168
Read first time, referred to Committee on Judiciary 200
Report of committee, recommend to pass with amendments 263, 271
Read second time 271
Motion to concur in report of committee 299
Report concurred in, ordered engrossed 311
Special order 321, 355
Motion to set aside engrossment of amendments 355, 356
Amendments engrossed 356
Read third time 356
Motion to postpone rejected 356
Passed, title adopted as read 365
House amendment, Senate amendments concurred in 384
Signed by Speaker 421

No. 23. January 26, 1881—

A bill to enable manufacturing and mining companies of other States to purchase, hold and convey or mortgage real estate within this State.

Received from House 208
Read first time, referred to Committee on Corporations 213
Read second time, committee report to pass 385
Read third time, motion to recommit rejected 518
Passed, title adopted 519

No. 12. February 2, 1881—

A bill authorizing cities and incorporated towns to vacate cemeteries within or adjoining their corporate limits, upon conditions and under regulations therein prescribed, etc.

Received from the House 271
Read first time, referred to Committee on Corporations 383
Committee recommend to pass 471
Report concurred in 534
Amended 537
Constitutional rule suspended, read third time 538
Passed, titled amended 539
House concurs in Senate amendment 554
Signed by Speaker 564
Signed by President 566

No. 34. February 2, 1881—

A bill entitled, an act to provide for the election of a Police Judge in all cities of this State, having a population of 60,000 or more inhabitants, as shown by the census of the United States, for the year A. D. 1880, etc.

Received from the House 271
Read first time, referred to special committee 376
Committee recommend to pass with amendment 477
Recommitted to special committee on affairs of Indianapolis 627
Special committee recommend substitution of new matter 661
Read second time with report 714
Consideration of report postponed 714, 742
Amendment ordered engrossed 757
Motion to make special order rejected 900
Read third time, failed to pass 943

No. 66. February 3, 1881—

A bill to legalize the acts of incorporation, by-laws, rules and regulations, plats, surveys, levies and assessments of taxes, and an ordinance for issuing bonds for the erection of public school buildings of the town of Chauncy, and the same is herewith submitted to the Senate for its action thereon.

Received from the House 290
Read first time, referred to Committe on Corporations 377
Committee recommend to pass 776

No. 82. February 10, 1881—

A bill defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, and to prevent cruelty to animals; also providing penalties, and repealing all laws on the subject and declaring an emergency.

Received from the House 349
Read first time, referred to Committee on Reform Institutions 376, 377
Committee recommend substitution of new matter 472
Report concurred in, amendments engrossed 535
Constitutional rule suspended, read third time 535, 536
Passed, title adopted 537
House concurs in Senate amendments 554
Signed by Speaker and President 566

No. 39. February 10, 1881—
A bill supplemental to an act approved March 5, 1859, entitled "An act authorizing the purchase of railroads, plank roads, turnpike roads and macadamized roads or parts thereof under mortgage sales or sales made according to the terms of deeds of trust to organize as incorporated companies, and prescribing their powers and duties."
Received from House 349
Read first time, referred to Committee on Corporations 375
Committee recommend to lie upon table 958

No. 61. February 10, 1881—
A bill concerning telephone companies and supplemental to "An act for the incorporation of manufacturing and mining companies and companies for mechanical, chemical and building purposes," approved May 20, 1852, and all acts amendatory and supplemental thereto, and declaring an emergency.
Received from House 349
Read first time, referred to Committee on Judiciary 375
Committee recommend amendment and to pass 509
Read second time with committee report 714
Amendment adopted, motion to strike out rejected, report concurred in 714
Read third time, passed, title adopted 820
House concurs in Senate amendments 878
Signed by Speaker 891
Signed by President 893

No. 71. February 10, 1881—
A bill providing for the speedy publication of certain laws.
Received from House 349
Read first time, referred to Committee on Judiciary 377
Read second time, committee recommend indefinite postponement, concurred in. 469, 771

No. 91. February 10, 1881—
A bill to encourage immigration to the State of Indiana.
Received from House 349
Read first time, referred to Committee on Judiciary 378
Committee recommend to pass 506
Read second time, report concurred in 714
Read third time 890
Special order 890, 904, 905
Engrossed 905
Passed, title adopted 906
Motion to take up 928, 1012, 1013
Recommitted to special committee 1038
Special committee report amendment, concurred in 1040
Passed, title adopted 1040
House concurs in Senate amendments 1050

No. 98. February 10, 1881—
A bill for the relief of Silas J. Brandon.
Received from House 349
Read first time, referred to Committee on County and Township Business 377
Committee recommend to pass 475

No. 105. February 10, 1881—
A bill in relation to the duties of Jutices of the Peace in making returns of fines collected to the County Treasurer.
Received from House 350
Read first time, referred to Committee on Judiciary 377
Committee recommend to pass with amendments 506
Concurred in, amendments ordered engrossed 534
Constitutional rule suspended, read third time, passed, title adopted 534, 535
House concurs in Senate amendments 554
Signed by Speaker 564
Signed by President 566

No. 119. February 10, 1881—

A bill to amend the 1st section of an act entitled "An act supplemental to an act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,' approved February 12, 1855, and repealing each act repealed by said act, and authorizing gifts or devises by will to be made to any corporation or purpose contemplated by this act, and providing that the Boards of Commissioners of counties shall, in certain cases, allow for the support of orphan children," etc.

Received from House..... 350
Read first time, referred to Committee on Benevolent Institutions..... 377
Committee recommend to pass..... 472
Read second time with committee report..... 713
Motion to recommit and consideration postponed..... 713
Read, committee report to indefinitely postpone, concurred in..... 742
Taken up, read third time, rejected..... 949

No. 123. February 10, 1881—

A bill for an act to legalize the elections held in the years 1878, 1879 and 1880, in the town of Brookston, in White county, Indiana, and to legalize the official acts of the Board of Trustees of said town for said years, and to legalize the acts of all other officers of said corporation for said years under an act for the incorporation of towns, defining their powers, providing for the election of officers thereof, and declaring their duties, approved June 11, 1852, and to legalize all by-laws, rules and regulations and proceedings of said Board of Trustees, and said other officers, adopted in pursuance thereof, approved June 11, 1852.

Received from House..... 350
Read first time, referred to Committee on Corporations..... 377
Committee recommend to pass..... 776

No. 59. February 11, 1881—

A bill authorizing the sale and conveyance of certain lands belonging to the State of Indiana.

Received from House..... 358
Read first time, referred to Committee on Rights and Privileges..... 376
Committee recommend to pass with amendments..... 474
Read second time, report concurred in..... 770

No. 107. February 11, 1881—

A bill to amend section 6 of an act entitled "An act to establish a Superior Court in the county of Vanderburgh, defining its jurisdiction, providing for the election and compensation of the Judge thereof, and to abolish the Criminal Court of said county, and transferring its business to the Circuit Court thereof," approved March 3, 1877.

Received from House..... 358
Read first time, referred to Committee on Organization of Courts..... 376
Committee recommend to pass..... 417
Report concurred in, rule suspended, read third time..... 539
Passed, title adopted..... 540
Signed by Speaker..... 564
Signed by President..... 566

No. 132. February 11, 1881—

A bill authorizing the Auditor of Dearborn county to report concerning school funds to the Superintendent of Public Instruction.

Received from House..... 358
Read first time, referred to Committee on Education..... 376

No. 295. February 11, 1881—

A bill for an act to legalize the incorporation of Green Hill Seminary corporation, located at Green Hill, Warren county, Indiana, which was designed to be incorporated under an act for the incorporation of high schools, academies, colleges, universities, theological institutes and missionary boards, approved February 28, 1855.

Also, an act supplemental to the above act, approved March 9, 1867.

Received from House..... 358

No. 295. February 11, 1881—Continued.
Read first time, referred to Committee on Corporations 383
Committee recommend to pass, report concurred in 403
Bill passed, title adopted as read 404
Signed by Speaker and President 415, 416

No. 19. February 21, 1881—
A bill to repeal section 12 of an act for the protection of wild game, etc.
Received from the House 420
Constitutional rule suspended, read first and second times by title 554, 555
Read third time by sections and rejected 555

No. 50. February 21, 1881—
A bill to require the keepers of certain hotels and lodging houses to provide certain protections against fire, declaring violations thereof misdemeanors, and prescribing penalties therefor.
Received from the House 420
Read first time, referred to Committee on Rights and Privileges 653, 654, 875

No. 112. February 21, 1881—
A bill to amend section 9 of an act providing for the election and qualification of Justices of the Peace, and defining their jurisdictive powers and duties.
Received from the House 420
Read first time, referred to Committee on Judiciary 654
Motion to suspend Constitutional rule rejected 654
Committee recommend indefinite postponement 676

No. 205. February 21, 1881—
A bill regulating insanity inquests, and the committal of insane persons to hospitals for the insane, and their discharge therefrom.
Received from House 421
Read first time, referred to Committee on Benevolent Institutions 654
Committee recommend to pass 912
Constitutional rule suspended, read second time 1024, 1025
Majority report adopted, read third time, passed 1025
Title adopted 1025
Signed by Speaker and President 1035, 1037

No. 204. February 23. 1881—
A bill concerning taxation.
Received from the House, 200 copies ordered printed 436
Referred to special committee of five 467
Special committee report with amendments, recommend to pass 521
Motion to suspend Constitutional rule adopted 521, 522
Two hundred copies ordered printed, made special order 522
Special order 542 543, 544, 545, 546, 555, 556
Read second time by title only 556
Read by sections 556, 557, 558, 560, 562, 563, 564, 565, 566, 570, 571, 572, 573, 574, 575
[576, 589, 590, 591, 592, 593, 595, 596, 597, 598, 600
[601, 602, 603, 604, 606, 607, 608, 609, 610, 611, 612
Chapman, amendment to 91, 614 ..... [613, 614, 615, 616, 617, 618, 619, 620, 622, 624, 625
[629, 630, 631, 632, 633, 634, 635, 636, 638, 639, 640
[641, 642, 643, 644, 645, 646, 649, 650, 651, 652, 653
Motion to read third time 662
Read and referred to special committee for re-numbering sections 665
Report of committee concurred in 665, 666
On passage 666, 667, 668
House concurrence, and failure to concur 698
Committee of conference 699, 703
Report of conference committee 709, 710, 711, 719, 726, 727
Signed by Speaker and President 790

No. 122. February 23, 1881—

A bill to amend section 8 of the act entitled, "An act to prescribe certain powers and duties of County Commissioners, Township Trustees, City Councils and Trustees of Towns in relation to elections; also, prescribing certain powers and duties of inspectors and judges of elections, and penalties for frauds in the performance of their official duties; to prevent illegal and fraudulent voting; prescribing penalties for the violation of this act, and repealing an act entitled, 'An act repealing sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21 and 22 of an act entitled an act to provide for the registry of voters and to declare their residence, and to punish fraudulent practices touching elections, and defining the duties of certain officers therein named, and the form of the ballots, and providing compensation for the services of such officers,'" approved May 13, 1869, approved March 14, 1877, as relates to town elections in this State, and declaring an emergency.

Received from House..... 446
Read first time, referred to Committee on County and Township Business..... 655
Referred to special joint committee.....663, 699
Report concurred in.....780, 786
Motion to suspend constitutional rules adopted..... 739
Read second and third times, passed, title adopted..... 740
Signed by Speaker..... 770
Signed by President..... 771

No. 191. February 23, 1881—

A bill to amend the 120th section of an act entitled, "An act concerning Justices of the Peace, their general jurisdiction and mode of proceeding before them," approved June 9, 1852.

Received from House..... 446
Read first time, referred to Committee on Judiciary..... 655
Committee recommend to pass..... 691

No. 194. February 23, 1881—

A bill to fix the ownership of property held for school purposes.

Received from House..... 446
Read first time, referred to Committee on Education..... 654

No. 192. February 23, 1881—

A bill to amend an act entitled, "An act to amend the 8th section of an act entitled, 'an act concerning Justices of the Peace, their general jurisdiction and mode of proceeding before them.'" approved June 9, 1852, approved March 11, 1861.

Received from House..... 446
Referred to Committee on Judiciary..... 655
Committee recommend to lie on table.....1024

No. 198. February 23, 1881—

A bill to amend the 8th section of an act entitled, "An act to enable Trustees to receive lands and donations and convey the same for the use of schools, churches, religious societies, Masonic and Odd Fellows lodges, Sons and Daughters of Temperance, and for the construction of cemeteries, houses of worship, or other buildings therein mentioned," approved June 17, 1852.

Received from House..... 446
Read first time, referred to Committee on Judiciary..... 655
Committee recommend to pass..... 691

No. 284. February 25, 1881—

A bill fixing the times of holding Circuit Courts in the Fifth Judicial Circuit of the State of Indiana, prescribing the length of the terms thereof, and declaring an emergency.

Received from House..... 466
Motion to suspend constitutional rule rejected.....520, 521
Read first and second times by title, third time by sections..... 527
Passed, title adopted..... 528
Signed by President..... 539

No. 280. February 26, 1881—

A bill to legalize the election of officers of incorporated towns in this State, and also to legalize the orders, ordinances, by-laws, rules, regulations, appointments, election proceedings and official acts of the boards of town trustees, etc.

Received from House 482
Constitutional rule suspended, read first and second times by title 550
Read third time by section, passed, title adopted 550
Signed by Speaker 565
Signed by President 566

No. 367. February 28, 1881—

A bill concerning proceedings in criminal cases.

Received from House 486
Referred to special committee 813
Report of special committee, constitutional rule suspended, read first and second times 849
Read by sections ..... 854, 855, 856, 857, 865, 866, 867, 868, 869, 870, 871, 872, 873, 875, 876, 877 [881, 882, 883, 884, 894, 900, 901, 902, 912, 914, 915, 916, 917, 918
Motion to refer section 206 to committee adopted 939, 940
Read third time 943, 944
Motion to recommit rejected 944
Passed, title adopted 945
House refuses to concur in Senate amendments 981
Conference committee 982, 985
Report of conference committee concurred in 1003, 1011
Signed by Speaker and President 1045

No. 69. March 2, 1881—

A bill to provide for the security and payment of laboring men, mechanics and employes, and giving them a lien for the amount of their claims.

Received from House 511
Read first time, referred to Committee on Judiciary 655
Committee recommend to lie on table 840

No. 271. March 3, 1881—

A bill concerning the clerks of the General Assembly.

Received from the House 519
Read first time, referred to Committee on Judiciary 655
Committee on Fees and Salaries report substitute 771
Read second time, referred to Committee on Judiciary 817
Committee on Judiciary recommend amendment, and to pass 886
Taken up, report concurred in, read third time 1001, 1002
Passed, title amended and adopted 1004
Senate requests return from House 1016
Returned from House 1018
Vote reconsidered, Comstock amendment 1021
Passed, title adopted 1021
House concurs in Senate amendments 1033

No. 201. March 3, 1881—

A bill concerning county prisons.

Received from the House 526
Read first time, referred to Committee on County and Township Business 655

No. 200. March 3, 1881—

A bill to amend an act entitled an act regulating descents, and the apportionment of estates, approved March 14, 1852.

Received from House 526
Read first time, referred to Committee on Judiciary 656
Read second time, committee recommend to pass, concurred in 771

No. 309. March 3, 1881—

A bill entitled an act fixing certain fees and salaries to be taxed in offices therein named, and prescribing their duties.

Received from House 536
Constitutional rule suspended, read first and second times by title, third time by sections 547
Passed, and title amended and adopted 547, 548
House concurs in amendments 562
Signed by Speaker and President 566

No. 422. March 3, 1881—

A bill making appropriations for the years 1882 and 1885.

Received from House 526
Read first time by title, 200 copies ordered printed 526
Majority report, Committee on Finance recommend amendment and to pass 759
Recommitted with instructions 781
Committee recommend amendment, and to pass 786
Motion to suspend constitutional rule adopted, read by title for second reading 787
Read by sections ..... 787, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 802, 805, 806, 808 [809, 810, 820
Failed to pass 821, 841
Passed, title adopted 847
Motion to reconsider adopted 847
House concurs in part and refuses to concur in other amendments 896
Senate requested to recede 896
Conference committee 897, 911, 917, 962, 963, 964
Motion to not concur 964
Motion to reject conference committee report rejected 980
Report concurred in 980
House concurs except as to item 10 982
Motion to suspend order business rejectod 985
Signed by Speaker 1041
Signed by President 1045

No. 17. March 4, 1881—

A bill to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of Judge of said court, and to abolish the Criminal Court of said county, and to transfer the business thereof to the Circuit Court thereof, and declaring an emergency.

Received from House 533
Read first time, referred to Committee on Organization of Courts 657
Committee recommend to pass 673
House requests return of bill 845

No. 437. March 4, 1881—

A bill for an act concerning the publication of the Revised Statutes of 1881.

Received from House 540
Read third time, referred to Committee on Organization of Courts 551
Committee reported, 100 copies ordered printed 957
Constitutional rule suspended, read first and second times with report 977
Amendments 978
Motion to take up rejected 981, 982
Under consideration 988, 989, 990, 991, 992, 993, 994
Amendments engrossed 994
Langdon's motion to amend section 7 adopted 999
Read third time, passed, title adopted 1004
House refuses to concur in Senate amendments 1017, 1018
Committee of Conference 1018, 1026, 1033, 1034, 1042
House concurs in Committee of Conference report 1045
Signed by Speaker and President 1045, 1048

No. 7. March 4, 1881—

A bill providing for the protection of quails and pheasants, and prescribing penalties for the offenses and misdemeanors defined in this act, and repealing all acts inconsistent with this act.

Received from House..... 542
Read first time, referred to Committee on Rights and Privileges..... 656

No. 48. March 4, 1881—

A bill for an act to amend section 22 of an act entitled "An act concerning inclosures, trespassing animals and partition fences."

Received from House..... 542
Referred to Committee on Agriculture..... 657
Committee recommend to lie upon table..... 915

No. 65. March 4, 1881—

A bill to legalize the incorporation of the Union Christian College of Merom, and to legalize all the acts of said corporation and all contracts made with and by said corporation.

Received from House..... 543
Read first time, motion to suspend constitutional rules rejected..... 656
Constitutional rule suspended, read second and third times, failed to pass..... 700
Passed, title adopted..... 741
Signed by Speaker..... 755
Signed by President..... 756

No. 141. March 4, 1881—

A bill to regulate the sale of iron, brass, and other worn or scrap metal, by the officers and agents of railroad companies and other persons.

Received from House..... 543
Referred to Committee on Railroads..... 656
Committee recommendation to pass concurred in..... 753
Read second time, report concurred in..... 818
Motion to suspend constitutional rule rejected..... 819
Signed by Speaker..... 867
Signed by President..... 869

No. 199. March 4, 1881—

A bill to amend an act entitled "An act prescribing who may make a will, the effect thereof, what may be devised, regulating the admission to probate, revocation and contest thereof."

Received from House..... 543
Read first time, referred to Committee on Judiciary..... 656, 657
Committee recommend indefinite postponement..... 1024

No. 316. March 4, 1881—

A bill for the relief of William J. Richey, late Trustee of Finley township, Scott county, Indiana, and declaring an emergency.

Received from House..... 543
Read second time with committee report to pass concurred in..... 714
Read third time, passed, title adopted..... 947, 948
Signed by Speaker and President..... 973, 974

No. 435. March 4, 1881—

A bill to repeal an act entitled "An act to provide for the payment of sundry bonds or stocks of Indiana, issued prior to the year 1841, and declaring an emergency," approved December 12, 1882, and disposing of all unused balance of funds realized from the sale of bonds issued under said act.

Received from House..... 543
Read first time, referred to Committee on Judiciary..... 657
Committee recommend to indefinite postponement..... 840

No. 81. March 5, 1881—

A bill for an act to make an appropriation to pay to Benton county, in the State of Indiana, a portion of the extraordinary expenses incurred in the arrest, trial and conviction of James L. McCullough, of Henry county, Indiana, for the murder of William C. Morgan, of Grant county, Indiana, and declaring an emergency therefor.

Received from House. 553
Read first time, referred to Committee on Claims..... 657
Committee recommend amendments and to pass..... 840, 912
Constitutional rule suspended, read second and third times 1010
Passed, title adopted..... 1010
Signed by Speaker and President..... 1041, 1045

No. 88. March 5, 1881—

A bill authorizing the sale of any plank, macadamized, gravel or turnpike road, under execution issued upon any judgment or decree against any company owning such road, to satisfy such execution, judgment or decree, and the purchasers to organize as incorporated companies, and prescribing their powers and duties.

Received from House..... 553
Read first time, referred to Committee on Corporations..... 656
Committee recommend amendments and to pass..... 942

No. 53. March 5, 1881—

A bill to amend section 1 of an act entitled "An act prescribing certain duties of railroad companies, to sound the whistles on all locomotive engines at the crossing of any turnpike or other public highway, prescribing penalties and punishments for violations thereof, and repealing all laws in conflict therewith."

Received from House..... 553
Read first time, referred to Committee on Railroads..... 657
Committee recommend to pass..... 757
Read second time..... 860
Read third time, passed, title adopted..... 911
Motion to return to Senate from House rejected..... 915
Signed by Speaker and President..... 936, 937

No. 101. March 5, 1881—

A bill to amend section 19 of "An act to establish a female prison and reformatory institution for girls and women, to provide for the organization and government thereof, and making appropriations," approved May 13, 1869, and to repeal the third clause of said section.

Received from House..... 553
Read first time, referred to Committee on Judiciary..... 657
Committee recommend reference to Committee on Benevolent Institutions..... 675
Read second time, recommitted to Committee on Benevolent Institutions..... 771
Committee recommend recommittal to Committee on Prisons..... 934

No. 102. March 5, 1881—

A bill to amend an act entitled "An act to amend an act to establish a house of refuge for the correction and reformation of juvenile offenders," approved March 8, 1867, as amended by an act entitled "An act to amend an act to establish a house of refuge for the correction and reformation of juvenile offenders," approved March 8, 1867, and repealing section 11 of said act, approved December 10, 1872, and declaring an emergency, approved March 31, 1879, and also to repeal part of said section.

Received from House. 553
Read first time, referred to Committee on Benevolent Institutions..... 657
Read second time with committee report, concurred in..... 861

No. 453. March 9, 1881—

A bill to appropriate money to pay the expenses of the present special session of the General Assembly and directing the manner of its employment.

Received from House..... 606
Motion to suspend constitutional rule adopted..... 617
Read first and second times by title..... 617
Read third time by sections 617
Passed..... 618
Signed by Speaker and President..... 623

No. 46. March 11, 1881—

A bill providing for the consolidation in each county of the congressional township funds, for the purpose of loaning the same and disbursing the interest thereof.

Received from House..... 622
Read first time, referred to Committee on County and Township Business..... 658
Committee recommends back to Senate for favorable consideration..... 857

No. 124. March 11, 1881—

A bill relating to sales of real estate and personal property by infants, and providing for disaffirming said sales and the recovery of the property, and the restoration of the consideration therefor.

Received from House..... 623
Read first time, referred to Committee on Judiciary..... 658
Committee recommend to pass..... 691
Motion to read third time..... 940
Recommitted to special committee with instructions..... 941
Committee recommend amendment..... 958
Taken up, report concurred in, motion to recommend to special committee..994, 995, 996
Report of committee concurred in, amended.....1009
House concurs in Senate amendments.....1033
Signed by Speaker.....1050

No. 126. March 11, 1881—

A bill requiring all railroads running into or through the State to remove or destroy the rubbish or other combustible material that may accumulate on the right of way of said road.

Received from House..... 623
Read first time, referred to Committee on Railroads..... 658
Committee recommend amendment and to pass..... 658
Read second time, report amended and adopted..... 966

No. 184. March 11, 1881—

A bill to amend an act entitled "An act authorizing the appointment of short-hand reporters for certain courts in this State."

Received from House..... 623
Read first time, referred to Committee on Judiciary..... 658
Committee recommend to pass..... 691
Read second time, report concurred in..... 942
Read third time, passed, title adopted..... 976
Signed by Speaker and President..... 990
Recalled by House from Governor and title amended.....1009
Senate concurs in House amendments.....1009
Passed, title adopted.....1009

No. 196. March 11, 1881—

A bill to abolish the office of assessor in cities and incorporated towns in this State.

Received from House..... 623
Read first time, referred to Committee on Judiciary..... 658
Committee recommend indefinite postponement..... 674
Read second time, report concurred in..... 742

No. 197. March 11, 1881—

A bill to amend an act entitled, "An act touching the relation of guardian and ward."

Received from House..... 623
Read first time, referred to Committee on Judiciary..... 659
Committee recommend amendment and to pass..... 690
Read second time, majority report adopted..... 770

No. 202. March 11, 1881—

A bill to amend the 126th section of an act entitled "An act providing for the election and qualification of Justices of the Peace."

Received from House..... 623
Read first time, referred to Committee on Judiciary..... 658
Committee recommend indefinite postponement..... 676

No. 340. March 11, 1881—
A bill to legalize Ordinance No. 63, passed by the Trustees of Edinburgh, Johnson county, Indiana, etc.
Received from House.... 623
Read first time, referred to Committee on Judiciary....628, 658
Committee recommend to pass.... 690
Constitutional rule suspended, read second and third times.... 699
Passed, title adopted.... 700
Signed by Speaker.... 729
Signed by President.... 730

No. 172. March 15, 1881—
A bill to require railroad companies to cause the destruction of Canada thistles and other noxious weeds in and along their roads.
Received from House.... 631
Read first time, referred to Committee on Railroads.... 659

No. 193. March 15, 1881—
A bill to amend an act entitled "An act providing for the settlement of decedents' estates, prescribing the rights and duties of officers connected with the management thereof and heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852, and to repeal section 70 of said act.
Received from House.... 631
Read first time, referred to Committee on Agriculture.... 659
Committee recommend to lie on table.... 962

No. 195. March 15, 1881—
A bill to enable two or more agricultural, horticultural or mechanical societies to consolidate with each other, and to confer upon the consolidated companies the same rights and powers as those of the original societies.
Received from House.... 631
Read first time, referred to Committee on Agriculture.... 659
Committee recommend to pass.... 915

No. 227. March 15, 1881—
A bill to amend sections 3, 8 and 11, and to repeal sections 5, 6 and 7 of an act entitled "An act to provide for electing electors for President and Vice President of the United States," approved May 20, 1852.
Received from House.... 631
Read first time, referred to Committee on Judiciary.... 659

No. 393. March 15, 1881—
A bill concerning public offenses and their punishment.
Received from House.... 635
Two hundred copies House amendments ordered printed.... 637
Clerk of House requested to furnish copy of House amendments.... 641
Referred to special committee.... 813
Committee recommend amendments and substitution of new matter.... 919
Committee report adopted on several sections, read by sections .....920, 921, 922, 923, 934 [935, 936, 937, 938, 939
Motion to take up rejected.....945, 946, 947
Taken up, beginning at section 165....950, 951, 952, 953, 954, 955, 957, 958, 959, 960, 961, 962, 965
Read third time.....979, 998
Passed, title adopted.... 999
Conference Committee.....1002
Report of Conference Committee.....1016, 1017
Agreed by House.....1018

No. 140. March 16, 1881—
A bill to authorize the election of women to school offices.
Received from House.... 646

No. 140. March 16, 1881—Continued.
Read first time, referred to Committee on Rights and Privileges..... 659
Committee recommend to pass..... 840
Read second time, report concurred in..... 966
Read third time, passed, title adopted..... 1039
Signed by Speaker and President..... 1050, 1058

No. 237. March 16, 1881—
A bill concerning landlord and tenant.
Received from House..... 646
Read first time, referred to Committee on Revision of Laws..... 659
Committee recommend amendment and to pass..... 757
Read second time, report concurred in..... 776
Read third time, motion to recommit with instructions adopted..... 828
Motion to postpone rejected, motion to lay upon table rejected..... 829, 830
Motion to reconsider lost, resolution adopted..... 830, 831
Report of committee concurred in..... 834, 835
Passed, motion to reconsider adopted..... 835
House concurs in Senate amendments..... 856
Signed by Speaker..... 867
Signed by President..... 869

No. 138. March 18, 1881—
A bill for an act concerning common carriers.
Received from House..... 663
Motion to take up rejected..... 754, 755
Referred to Railroad Committee..... 889 890

No. 36. March 18, 1881—
A bill to protect sheep husbandry, to regulate matters connected therewith, to provide for registering, taxing and killing dogs, and declaring an emergency.
Received from House..... 663
Read first time, referred to Committee on Agriculture..... 752
Read second time, Senate amendments ordered engrossed..... 773
Engrossment reconsidered, recommitted to Committee on County and Township Business..... 805
Special committee report concurred in, amendment considered, engrossed..... 818
Passed, title adopted..... 818
House refuses to concur in amendments..... 859
Senate receded from its amendments..... 863
Motion to reconsider..... 863
Motion to lay upon table lost..... 868, 869
Motion to reconsider agreed to..... 869
Committee of conference appointed..... 869
House agrees to conference committee..... 871
House adopts report of conference committee..... 896
Report of conference committee..... 885, 898
Conference committee report concurred in..... 899
Signed by Speaker..... 914
Signed by President..... 915
Vote by which report of conference committee adopted reconsidered by House..954, 955
Committee on conference requested to meet again..... 955
Senate reconsiders vote..... 956
Report of conference committee concurred in..... 971, 972
House concurs in conference committee report..... 975
Signed by Speaker and President..... 990

No. 248. March 19, 1881—
A bill for an act in relation to the satisfaction of mortgages, prescribing the manner in which the same may be done, etc.
Received from House..... 677
Read first time, referred to Committee on Judiciary..... 852

No. 150. March 19, 1881—
A bill to amend sections 16 and 17 of an act concerning enclosures, trespassing animals and partition fences.
Received from House..... 677
Read first time, referred to Committee on Agriculture..... 942
Committee recommend to pass..... 968
Motion to take up..... 1049

No. 223. March 19, 1881—
A bill for an act defining the duties of County Auditors pertaining to school lands.
Received from House..... 677

No. 51. March 19, 1881—
A bill to authorize Township Trustees and the Trustees of cities and towns to purchase books for the schools of the township, town or cities, and declaring an emergency.
Received from House..... 677
Read first time, referred to Committee on Education..... 853
Committee recommend to pass..... 968

No. 117. March 19, 1881—
A bill concerning witnesses subpœnaed on the part of the State in criminal cases in courts of record outside of the county in which the witness resides.
Received from House..... 677
Read first time, referred to Committee on Fees and Salaries..... 733

No. 217. March 19, 1881—
A bill to legalize the acts of Notaries Public and Justices of the Peace.
Received from House..... 677

No. 251. March 22, 1881—
A bill legalizing the acknowledgment and recording of certain instruments.
Received from House..... 702
Read first time..... 860

No. 175. March 22, 1881—
A bill to authorize the Auditor of State to convey and sell by deed certain real estate in the county of Clark.
Received from House..... 702
Motion to suspend constitutional rule, read first and second times and third time by sections..... 723
Passed, title adopted..... 723
Signed by Speaker and by President..... 737

No. 311. March 22, 1881—
A bill to amend section 26 of an act fixing certain fees to be taxed in certain offices.
Received from House..... 702
Read first time, referred to Committee on Fees and Salaries..... 781
Committee recommend to pass, read second time, report concurred in..... 974
Amendments engrossed, constitutional rule suspended..... 975
Passed, title adopted..... 976
House concurs in Senate amendments..... 1033

No. 391. March 22, 1881—
A bill to authorize the Common Council and Board of Aldermen of certain cities to levy and collect a special tax of 5 per cent. for the purpose of building market houses and other public buildings.
Received from House..... 703

No. 225. March 22, 1881—
A bill concerning elections and the contest thereof.
Received from House..... 705
Constitutional rule suspended, read first time, referred to special committee..... 801

No. 225. March 22, 1881—Continued.
Committee recommend amendments and to pass..... 935
Taken up..... 968
Constitutional rule suspended, read second time..... ..972, 973
Amendments and report of committee.....973, 974
Amendments engrossed 974
Read third time.....1015
Passed, title adopted.....1020
House concurs in Senate amendments.....1033
Signed by President.....1056

No. 462. March 22, 1881—
A bill to authorize railroad companies to construct, acquire, maintain and operate telegraph companies.
Received from House.....719, 720
Read second time, referred to Committee on Railroads 724
Committee recommend to pass..... 742
Read third time, passed, title adopted..... 816
Motion to correct journal adopted..... 835
Read third time, passed, title adopted..... 836
Signed by Speaker..... 867
Signed by President..... 869

No. 176. March 22, 1881—
A bill to legalize the levy and sale upon execution of the rights, franchises and choses in action of the New Pittsburgh and Brown Turnpike Company.
Received from House. 720
Read first time, referred to Committee on Roads..... 725
Committee recommend to pass..... .. 776
Read third time, passed, title adopted 817
Signed by Speaker 867
Signed by President..... 869

No. 239. March 22, 1881—
A bill to legalize the incorporation of the town of Geneva.
Received from House..... 720
Constitutional rule suspended, read first and second times.....812, 813
Passed, title adopted..... 813
Signed by Speaker..... 867
Signed President..... 869

No. 184. March 22, 1881—
A bill to legalize the election held in 1880, in the town of Sullivan.
Received from House..... 720

No. 266. March 22, 1881—
A bill to amend the 1st section of an act entitled "An act to provide for the erection and repair of bridges in certain cases."
Received from House..... 720
Read first time..... 781
Committee report, recommend to pass..... 910
Read second time with report 926, 927
Constitutional rule suspended, read third time..... 927
Passed, title adopted..... 927
Signed by Speaker and President.....946, 948

No. 322. March 23, 1881—
A bill concerning common schools.
Received from House..... 726
Constitutional rule suspended, read first time by title only..... 788
One hundred copies House amendments ordered printed..... 810
Referred to Committee on Education..... 850

No. 322. March 23, 1881—Continued.
Committee recommend amendments and to pass 919
Special order 919
Motion to suspend constitutional rule rejected 970, 988
Referred to special committee of two 977
Recommitted to Committee on Education 1003

No. 451. March 23, 1881—
A bill to fix the time for holding courts in the several judicial circuits.
Received from House 730
Read first time, referred to special committee of three 942
Motion to reconsider reference 942

No. 489. March 24, 1881—
A bill to amend section 34 of an act entitled "An act fixing certain fees to be taxed in the offices, and the salaries of officers therein named," etc.
Received from House 736
Constitutional rule suspended, read second and third times 1021, 1022
Passed, title adopted 1022
Signed by Speaker and President 1050, 1053

No. 238. March 24, 1881—
A bill providing for the sale of lands and lots purchased on behalf of the State on judicial and other sales.
Received from House 743
Read first time, referred to Committee on Judiciary 775
Committee recommend to pass 840

No. 167. March 24, 1881—
A bill to amend the first section of an act entitled, "An act providing for the protection of wild game," etc.
Received from House 743

No. 207. March 24, 1881—
A bill concerning articles adrift or wrecked.
Received from House 743
Read first time 775
Committee on Judiciary recommend to pass 839
Read second time, report concurred in 966

No. 273. March 24, 1881—
A bill to legalize the Board of Trustees of the town of Ridgeville, Randolph county, etc.
Received from House 743
Read second time 780, 853

No. 292. March 24, 1881—
A bill to amend section 31 of an act for the relief of the poor, etc.
Received from House 743

No. 222. March 24, 1881—
A bill providing for the appraisement and sale of lands forfeited to the State.
Received from House 743

No. 283. March 24, 1881—
A bill legalizing the incorporation of the town of Argos.
Received from House 743
Read first time 952
Constitutional rule suspended, read second and third times 1022, 1023
Passed, title adopted 1023
Signed by Speaker and President 1041, 1045

No. 154. March 24, 1881—
A bill to amend section 4 of an act entitled, "An act regulating the indebtedness of counties having a voting population of over 20,000," etc.
Received from House. 743

No. 220. March 24, 1881—
A bill concerning the lien of mechanics, laborers, and material men.
Received from House. 743
Read first time, referred to Committee on Judiciary. 775
Committee recommend to pass. 906

No. 370. March 24, 1881—
A bill supplemental to an act entitled "An act providing for the incorporation of companies formed for the purpose of constructing bridges for railway or common roadway purposes," etc.
Received from House 751
Read first time, referred to special committee of three. 769
Minority Committee recommend amendment and to pass. 892
Constitutional rule suspended. 892, 893
Read second time. 893
Motion to substitute minority report rejected 893
Majority report amended and adopted. 893
Menzies' amendment adopted. 894
Engrossed, read third time. 894
Committee on Phraseology recommend amendment, concurred in. 894
Passed, title adopted. 895
House concurred in Senate amendments. 907
Signed by Speaker 914
Signed by President. 915

No. 143. March 24, 1881—
A bill making the Township Trustees of each civil township superintendent of roads and highways in his township, and fixing a commutation road tax in lieu of labor.
Received from House. 751
Read first time, referred to Committee on Roads. 780
Committee recommend to pass. 942
Read second time, report concurred in. 964
Read third time. 999
Passed, title adopted. 1000
House concurs in Senate amendments. 1014
Signed by Speaker. 1041
Signed by President 1045

No. 148. March 24, 1881—
A bill in relation to the construction of fences, gates, farm crossings and cattle guards, and operating railroads within this State, providing penalties for the regulation thereof, and declaring an emergency.
Received from House. 751

No. 306. March 26, 1881—
A bill revoking the conditions of the bond of the Trustees of Centre township, Marshall county, Indiana.
Received from House. 769
Read first time, constitutional rule suspended. 837, 838
Read second and third times, passed, title adopted. 839
Signed by Speaker. 867
Signed by President 869

No. 334. March 26, 1881—
A bill to amend section 28 of the act entitled "An act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties in civil cases."
Received from House. 769
Read first time, referred to Committee on Judiciary. 860
Committee recommend to pass. 942

No. 378. March 26, 1881—
A bill to amend an act entitled "An act to repeal all general laws now in force for the incorporation of cities," etc.
Received from House 769
Referred to special committee of three 814
Committee recommend amendment and to pass 820
Read second time, report concurred in, engrossed 836
Referred to special committee 876
Special committee recommend amendments, adopted, considered engrossed 885
Read third time, passed, title adopted 885, 886
House concurs in Senate amendments 900
Signed by Speaker 907
Signed by President 909

No. 136. March 26, 1881—
A bill for the relief of the State Board of Agriculture.
Received from House 770
Read first time, referred to Committee on Agriculture 832
Committee recommend amendments and to pass 752
Read second time, report concurred in, engrossed 966
Read third time, passed, title adopted as amended 1005
House refuses to concur in Senate amendments 1018
Senate adheres, committee of conference 1021
Report of committee of conference concurred in 1026
Vote reconsidered, recommitted to committee 1050
Report of committee concurred in 1052

No. 486. March 26, 1881—
A bill concerning grand and petit juries.
Received from House 770
Read first time, referred to special committee 775
Committee recommend amendments and to pass 832
Read second time, amendments ordered engrossed 912
Read third time, passed 1027
House concurs in Senate amendments 1018, 1033
Signed by Speaker and President 1041, 1042

No. 224. March 30, 1881—
A bill to provide for the collection of judgments for fines and forfeitures, the rendition of judgments on forfeited recognizances, and prescribing the duties of Clerks, Sheriffs and Constables in relation thereto.
Received from House 808
Read first time, referred to Committee on Judiciary 941, 942
Committee recommend to pass 995
Taken up, constitutional rule suspended, read second time, report concurred in 1013, 1014
Read third time, failed to pass 1014
Voted on again 1028
Passed, title adopted 1028
Signed by Speaker and President 1041, 1045

No. 235. March 31, 1881—
A bill concerning the periodical enumeration of all the male inhabitants of this State over the age of twenty-one years.
Received from House 818

No. 388. March 31, 1881—
A bill concerning divorces, and matters properly connected therewith.
Received from House 818
Read first time, referred to Committee on Revision 860

No. 229. March 31, 1881—
A bill concerning highways.
Received from House 818
Read first time, referred to Committee on County and Township Business 860
Committee recommend to pass 919

No. 77. March 31, 1881—
A bill to provide for the purchase of toll roads and to convert the same into free roads.
Received from House..... 821
Read first time, referred to special committee..... 910
Committee recommend to pass..... 958

No. 254. March 31, 1881—
A bill to amend the first section of an act entitled "An act to amend the 4th and 6th sections of an act for the incorporation of manufacturing and mining companies," etc.
Received from House..... 821
Read first time..... 861
Committee on Judiciary recommend to pass..... 958

No. 279. March 31, 1881—
A bill to amend the first section of an act entitled "An act to amend the 21st section of an act prescribing the duties of Justices of the Peace in State prosecutions."
Received from House..... 821
Read first time..... 864

No. 310. March 31, 1881—
A bill to establish a department of Geology and Natural History in this State.
Received from House..... 822
Read first time referred to Committee on Agriculture..... 859
Committee recommend to pass..... 911
Read second time, report concurred in..... 965
Passed, title adopted.....1004, 1005
Signed by Speaker.....1015
Signed by President.....1025

No. 359. March 31, 1881—
A bill relating to the operations of the United States Coast and Geodetic Survey in the State of Indiana.
Received from House..... 822
Read first time, referred to Committee on Rights and Privileges.....853, 854
Committee recommend to pass..... 934
Constitutional rule suspended..... 939
Read second and third times..... 940
Passed, title adopted..... 940
Signed by Speaker and President.....953, 957

No. 9. April 1, 1881—
A bill to provide for the prompt publication of the acts and proceedings of the General Assembly.
Received from House..... 838

No. 208. April 1, 1881—
A bill concerning estrays and animals running at large.
Received from House..... 838

No. 219. April 1, 1881—
A bill concerning husband and wife.
Received from House..... 838
Read first time, referred to Committee on Revision..... 860
Committee recommend substitution of new matter..... 879
Read second time, report concurred in..... 879
Urmston amendments adopted, engrossed..... 903
House refuses to concur in Senate amendments..... 939
Senate refuses to recede..... 941
Committee of Conference.....941, 954
Report from Committee of Conference.....1038, 1039
House concurs in Senate amendments.....1045
Signed by President.....1056

No. 228. April 1, 1881—
A bill concerning streets and sewers.
Received from House.... 838

No. 233. April 1, 1881—
A bill concerning gaming contracts.
Received from House.... 838

No. 234. April 1, 1881—
A bill to amend section 2 of an act entitled "An act concerning the general fund, and the expenditures chargeable thereon."
Received from House.... 838

No. 386. April 1, 1881—
A bill to amend sections 3, 6 and 9 of an act entitled "An act declaratory of the law regulating marriages, and enforcing the provisions thereof by proper penalties."
Received from House.... 838

No. 432. April 1, 1881—
A bill to amend section 2 of an act entitled "An act to provide for the incorporation of street railroad companies,"
Received from House.... 838
Read first time.... 862
Committee on Railroads recommend to pass.... 892

No. 433. April 1, 1881—
A bill to amend section 18 of an act entitled "An act prescribing who may make a will, the effect thereof, what may be devised, regulating the revocation, admission to probate and contest thereof."
Received from House.... 838
Read first time, referred to Committee on Judiciary.... 861

No. 434. April 1, 1881—
A bill to amend section 15 of an act entitled "An act to provide for the incorporation of railroad companies."
Received from House.... 838
Motion to substitute for 487 and take up.... 1042

No. 231. April 2, 1881—
A bill concerning partition fences, and declaring an emergency.
Received from House.... 856
Read first time, referred to Committee on County and Township Business.... 860
Committee recommend to pass.... 919

No. 397. April 2, 1881—
A bill to fix the time for holding the Circuit Courts in the Thirty-fifth Judicial Circuit.
Received from House.... 856
Read first time, referred to special committee of three.... 912
Committee recommend amendments and to pass.... 942

No. 147. April 4, 1881—
A bill to enable the owners of wet lands to drain and reclaim them.
Received from House.... 859
Read first time, referred to special committee.... 860
Committee recommend substitution of new matter.... 919
Constitutional rule suspended, read second time, report concurred in, amendments engrossed.... 968
Motion to read third time rejected.... 978
Read third time.... 1015
Passed, title adopted.... 1020
House concurs in Senate amendments.... 1033
Signed by President.... 1056

No. 241. April 4, 1881—
A bill to amend sections 1 and 2 of an act legalizing the assessment, equalization, levy and collection of municipal taxes for the years 1873 and 1874.
Received from House 859
Constitutional rule suspended 1029
Read first and second times 1030
Amendment adopted, considered engrossed 1030
Passed, title adopted 1030
Signed by Speaker and President 1041, 1042

No. 305. April 4, 1881—
A bill allowing owners of real estate to petition for the improvement of streets, highways, etc., to obtain right of way for such, and for the organization of road corporations.
Received from House 859
Constitutional rule suspended 888, 889
Read first, second and third times 889
Passed, title adopted 889
Signed by Speaker 907
Signed by President 909

No. 392. April 4, 1881—
A bill in relation to promissory notes, bank checks and bills of exchange.
Received from House 859
Committee on Revision recommend to lay on table 880, 902
Laid on table 881

No. 339. April 4, 1881—
A bill concerning the erection and repairs of bridges, and repealing all laws in conflict therewith.
Received from House 878

No. 390. April 4, 1881—
A bill for an act to amend section 1 of an act approved March 14, 1877, entitled "An act to provide for the distribution of the surplus dog tax in the hands of Township Trustees."
Received from House 878
Read first time 955

No. 457. April 5, 1881—
A bill to amend section 14 of an act entitled "An act for the incorporation of towns, defining their powers, providing for the election of officers thereof, and declaring their duties."
Received from House 880
Read first time, referred to Committee on Corporations 939
Committee recommend amendment and to pass 958
Constitutional rule suspended, read second time, report concurred in 968, 969
Considered engrossed, read third time, passed, title adopted 969
House concurred in Senate amendments 1014
Signed by Speaker and President 1041, 1045

No. 470. April 5, 1881—
A bill defining cruelty to animals, declaring it a misdemeanor, providing for the destruction of animals in certain cases, and to prevent cruelty to animals.
Received from House 880

No. 474. April 5, 1881—
A bill to prohibit the pollution of water of streams, canals and reservoirs from which water for the supply of towns and cities is, or may be, drawn, and to provide penalties for the violation of its provisions.
Received from House 880
Read first time, referred to special committee 964
Committee recommend to pass 996
Read first and second times by title 1056
Read third time by sections 1056
Passed, title adopted 1056

No. 155. April 5, 1881—
A bill concerning license to exhibit any caravan, menagerie, circus, rope or wire walking, puppet show, legerdemain, ventriloquism, theatrical performance, opera, minstrel or any other exhibition, etc.
Received from House..... 880
Read first time, referred to Committee on Agriculture..... 889
Committee recommend to pass..... 921
Motion to refer to Committee on Rights and Privileges..... 934

No. 17. April 6, 1881—
A bill to establish a Superior Court in the county of Vigo, defining its authority and jurisdiction, providing for the election and compensation of the Judge thereof, and providing for a vacancy in the office of Judge of said court, and to abolish the Criminal Court of said county, to take effect on the 3d Monday of November, A. D. 1882, and to transfer the business thereof to the Circuit Court thereof, at said date, and declaring an emergency.
Received from House..... 892
Constitutional rule suspended..... 897
Read first, second and third times..... 897
Passed, title adopted..... 897
Signed by Speaker..... 914
Signed by President..... 915

No. 4. April 6, 1881—
A bill providing for the organization and incorporation of mutual benefit and relief associations.
Received from House..... 895, 896

No. 129. April 6, 1881—
A bill donating and appropriating certain money from the general fund in the treasury, to the persons therein named.
Received from House..... 896
Read first time, referred to Committee on Benevolent Institutions..... 926
Committee recommend to pass..... 952, 965
Report concurred in..... 965, 966
Read third time, passed, title adopted..... 1010, 1011
Signed by Speaker..... 1041

No. 469. April 6, 1881—
A bill to legalize the election of the Board of Trustees of the town of Spiceland.
Received from House..... 896
Constitutional rule suspended, read first, second and third times..... 1032
Passed, title adopted..... 1033
Signed by Speaker and President..... 1041, 1046

No. 418. April 7, 1881—
A bill to amend section 54 of an act entitled "An act to repeal all general laws now in force for the incorporation of cities."
Received from House..... 907
Referred to special committee..... 922

No. 487. April 7, 1881—
A bill concerning the Supreme Court.
Received from House..... 907
Read first time, referred to committee of three..... 910
Committee recommend amendment and to pass..... 942
Motion to take up adopted..... 1042, 1043
Postponed..... 1043
Motion to recommit laid upon table..... 1044
Read second time with report..... 1044
Considered with substitute..... 1044
Substitute rejected..... 1046

No. 487. April 7, 1881—Continued.
Committee report concurred in....1046
Constitutional rule suspended....1047, 1048
Read third time....1048
Passed, title adopted....1049
Signed by Speaker....1051
Signed by President....1055

No. 520. April 7, 1881—
A bill for an act to amend sections 2 and 3 of an act entitled "An act to provide for the assessment and collection of taxes," etc.
Received from House....907
Read first time, referred to special committee....910
Committee recommend amendments and to pass....943
Read second time, report concurred in, engrossed....967
Read third time....1039
Passed, title adopted....1040
Signed by Speaker....1051

No. 482. April 7, 1881—
A bill concerning witness fees, and providing for the duties of officers receiving the same.
Received from House....913

No. 417. April 7, 1881—
A bill to encourage the destruction of owls, hawks, crows and such mischievous birds as prey upon poultry.
Received from House....913
Motion to suspend constitutional rule rejected....972
Special order....982

No. 464. April 7, 1881—
A bill concerning the fees of witnesses.
Received from House....913

No. 361. April 7, 1881—
A bill giving building, loan fund and saving associations power to make by-laws for the assessment and collection of fines and penalties from delinquent stockholders, etc.
Received from House....913

No. 407. April 7, 1881—
A bill providing for the erection of the new State-house, providing for the assessment and collection of certain taxes therefor, etc.
Received from House....913
Committee recommend amendments and to pass, motion to read second time....1014, 1015
Committee of the Whole....1014
Langdon's amendment....1015
Amendment rejected....1031
Report of Committee of the Whole concurred in....1031
Amendments engrossed....1031
Read third time, passed, title adopted....1031, 1032
House concurs in Senate amendments....1041

No. 521. April 7, 1881—
A bill defining the 39th judicial circuit of the State of Indiana.
Received from House....913

No. 491. April 7, 1881—
A bill to amend section 1 of an act to amend section 1 of an act entitled "An act regulating foreign insurance companies doing business in this State," etc.
Received from House....913
Read first time, referred to Committee on Insurance....934

No. 332. April 7, 1881—
A bill for an act to provide for the fencing, purchasing, repairing and keeping in repair the public cemeteries of the several townships in this State.
Received from House..... 914

No. 329. April 8, 1881—
A bill concerning the lien on watercraft.
Received from House..... 933
Read first time, referred to special committee..... 964
Committee recommend to amend and pass..... 995

No. 291. April 8, 1881—
A bill defining the rank, powers and duties of the Adjutant General of the State, fixing his salary, providing for a deputy, and declaring an emergency.
Received from House..... 936

No. 345. April 8, 1881—
A bill to provide for the transfer of the school library of Center township, Marion county, by the Township Trustee, to the trustee of the Marion county library.
Received from House..... 936

No. 383. April 8, 1881—
A bill for an act to provide for the removal of drifts from streams, other than those running between two States.
Received from House..... 936

No. 232. April 9, 1881—
A bill concerning the Bureau of Statistics.
Received from House..... 946
Special committee make report..... 1033

No. 377. April 9, 1881—
A bill regulating the presentation of claims to the General Assembly.
Received from House..... 947

No. 382. April 9, 1881—
A bill to regulate the carrying of baggage, packages and freight by railroads, steamboats, canal boats, express companies, hack and stage lines.
Received from House..... 947

No. 387. April 9, 1881—
A bill creating a board of visitors, to be known as the State Board of Visitors of the Benevolent, Reformatory and Penal Institutions of the State of Indiana.
Received from House..... 947

No. 426. April 9, 1881—
A bill concerning corporations.
Received from House..... 947

No. 424. April 9, 1881—
A bill to legalize the town of Syracuse, in Kosciusko county.
Received from House..... 947

No. 479. April 9, 1881—
A bill for the relief of Lawrence S. Schuler and Thomas N. Jones.
Received from House..... 947
Read first time..... 997
Constitutional rule suspended, read second and third times..... 1005, 1006
Passed, title adopted..... 1006
Signed by Speaker..... 1035
Signed by President..... 1037

No. 206. April 9, 1881—
A bill to provide for the election, qualification and government of the Trustees, Superintendents and other officers of the benevolent institutions of the State.
Received from House..... 954

No. 221. April 9, 1881—
A bill for the relief of Francis Wade and others.
Received from House..... 954

No. 375. April 9, 1881—
A bill to authorize the platting of certain additions and subdivisions in the city of Terre Haute.
Received from House..... 954

No. 428. April 9, 1881—
A bill to authorize and empower cities and towns to disannex and surrender jurisdiction to territory included within their corporate limits.
Received from House..... 954
Read first time..... 966
Constitutional rule suspended, read second and third times..... 966, 967
Read third time, passed, title adopted..... 967
Signed by Speaker..... 989
Signed by President..... 990

No. 509. April 9, 1881—
A bill to prohibit the sale of poisonous drugs or medicines to persons under the age of fourteen years.
Received from House..... 954

No. 380. April 11, 1881—
A bill to amend section 6 of an act entitled "An act to authorize cities and incorporated towns to construct, maintain and operate water works," etc.
Received from House..... 962

No. 414. April 11, 1881—
A bill to legalize and render valid the records of the Circuit and Common Pleas Courts of the various counties in the State of Indiana.
Received from House..... 975
Constitutional rule suspended, read first, second and third times..... 1013
Passed, title adopted..... 1031
Signed by Speaker and President..... 1041, 1045

No. 95. April 12, 1881—
A bill regulating fire insurance companies.
Received from House..... 990

No. 409. April 12, 1881—
A bill to authorize and provide for the payment of war loan bonds of the State.
Received from House..... 990
Constitutional rule suspended, read first and second times..... 992
Read third time, passed, title adopted..... 992, 993
Signed by Speaker..... 1018

No. 525. April 13, 1881—
A bill to amend an act concerning limited partnerships.
Received from House..... 1012
Constitutional rule suspended, read first, second and third times..... 1027
Passed, title adopted..... 1027, 1028
Signed by Speaker and President..... 1035, 1037

No. 307. April 13, 1881—
A bill to regulate the manufacture and sale of commercial fertilizers.
Received from House....1012
Constitutional rule suspended, read first, second and third times....1023, 1024
Passed, title adopted....1024
Signed by Speaker and President....1050, 1053

No. 511. April 13, 1881—
A bill to amend section 18 of an act to authorize aid to the construction of railroads, etc.
Received from House....1012

No. 531. April 14, 1881—
A bill fixing the meetings of County Boards of Equalization after the present year.
Received from House....1034
Constitutional rule suspended, read first and second times....1054
Read third time by sections, passed, title adopted....1054, 1055

No. 421. April 14, 1881—
A bill to enable Boards of Commissioners in certain cases to make appropriations for the relief of grand jurors.
Received from House....1055
Constitutional rule suspended, read first and second times....1055
Read third time by sections, passed, title adopted....1055

No. 424. April 14, 1881—
A bill to amend section 3 of an act to incorporate the town of Vernon.
Received from House....1035

No. 439. April 14, 1881—
A bill making specific appropriations.
Received from House....1035
Motion to take up rejected....1046, 1047
Taken up, motion to suspend constitutional rules adopted....1049, 1050
Read first and second times by title....1050
Consideration of....1051, 1052, 1053, 1054

No. 444. April 14, 1881—
A bill to legalize the incorporation of the town of Silver Lake.
Received from House....1041

HOUSE JOINT RESOLUTIONS.

No. 1. January 20, 1881—

In regard to the reconstruction by the Government of the Wabash and Erie Canal.

WHEREAS, Upon petition of citizens of the States of Ohio and Indiana, the Government of the United States, through Congress, has considered the connection, by a canal, of Lake Erie and the Atlantic Ocean with the Wabash river, and, by that river, the Ohio, Mississippi and the Gulf of Mexico, practicable; and

WHEREAS, The Government, in order, if possible, to connect the navigable waters of the East with the navigable waters of the West by a canal, has, through Congress, appropriated fifteen thousand dollars to pay the expenses of survey and report, and ordered said survey to be made from Lake Erie, at Toledo, Ohio, down the bed of the old Wabash and Erie Canal to a point at or near Lafayette, Indiana, on the Wabash river; and

WHEREAS, The Government Corps of Engineers have completed the said survey, and are about ready to report the result to Congress, which report is said to be favorable to said construction and of great national necessity; and

WHEREAS, The construction of an enlarged canal as contemplated, will be of great benefit to Indiana and the country, by creating a cheaper mode of transportation, and be thereby a check and competition to the excessive demands of railroads; therefore, be it

Resolved by the General Assembly of the State of Indiana, That our Senators in Congress be instructed, and our Representatives be requested, to use all honorable endeavors to secure the passage of an act constructing said canal, and secure the necessary appropriations to construct this great work.

Received from House..... 151
Read first time, referred to Committee on Swamp Lands..... 161
Committee recommend adoption..... 286
Read second time, report concurred in..... 322
Read third time, laid on table..... 383
Taken up, read third time and passed..... 396
Title adopted..... 396
Signed by Speaker and President..... 415, 416

No. 2. January 25, 1881—

House of Representatives: A joint resolution requesting Congress to grant pensions to certain surviving soldiers of the Mexican war.

Received from House..... 190
Read first time, passed to second reading..... 193
Read third time, passed, title amended and adopted..... 384
House concurs in Senate amendment..... 554

No. 3. February 7, 1881—

A joint resolution for the relief of George Mueser.

Received from House, referred to Committee on Military Affairs..... 311, 312
Committee recommend to pass..... 496
Report concurred in..... 540
Constitutional rule suspended, read third time, title adopted..... 541
Signed by Speaker..... 565
Signed by President..... 566

No. 4. February 7, 1881—
A joint resolution requesting Congress to pass a law equalizing bounties to soldiers of the late war of the rebellion.
Received from House..... 311
Referred to Committee on Military Affairs..... 312
Committee recommend to pass with amendments..... 474

No. 10. March 24, 1881—
A joint resolution in regard to certain claims of citizens of the State of Indiana who were enrolled and served in the Indiana militia during the late war.
Received from House..... 736
Read first time, referred to Committee on Military Affairs..... 864

No. 7. March 31, 1881—
A joint resolution proposing an amendment to the Constitution of the State of Indiana, by adding thereto the 17th section.
Received from House..... 818
Motion to take up laid on table..... 844
Motion to take up adopted..... 871
Motion to refer to Judiciary Committee agreed to..... 875
Protest..... 877, 906
Committee on Judiciary recommend to pass..... 894
Special order..... 895, 896, 906, 907
Read second time..... 908
Special order..... 909
Read third time, passed, title adopted..... 928, 929
Motion to lay motion to reconsider vote on title adopted..... 929
Signed by Speaker and President..... 946, 948

No. 8. April 7, 1881—
A joint resolution proposing an amendment to section 2 of article 2 of the Constitution of the State of Indiana.
Received from House..... 913
Taken up, constitutional rule suspended..... 930
Read first and second times by title..... 931
Read third time..... 931
Passed, title adopted..... 932
Signed by Speaker and President..... 953, 957

No. 9. April 8, 1881—
A joint resolution proposing an amendment to the Constitution, defining the length of time for which county officers shall be elected.
Received from House..... 936

SENATE CONCURRENT RESOLUTIONS.

BY SENATOR CHAPMAN. January 7, 1881—
Committee to make arrangements for inauguration of Governor and Lieutenant Governor 18, 19, 32, 33, 42, 43, 44, 49, 50, 51, 52

BY SENATOR GRUBBS. January 7, 1881—
Committee to wait on Governor 21, 24

BY SENATOR COFFEY. January 8, 1881—
Reception of Governor's Message and publishing election returns 28, 29, 38, 43, 44

BY SENATOR BELL. January 11, 1881—
Printing, stationery, etc., for General Assembly to be ordered through State Printing Board 53, 67

BY SENATOR GARRIGUS. January 11, 1881—
Purchase of Daniel Hough library 48, 60, 70, 878, 920, 921

BY SENATOR WOOLLEN. January 12, 1881—
Clerk to engross all bills of Revision Board 83

BY SENATOR FOSTER. January 13, 1881—
Printing of laws, with emergency clause 94, 95

BY SENATOR CHAPMAN. January 14, 1881—
Joint convention for election of United States Senator and State Librarian ..... 100, 119, 146 [147, 148, 149

BY SENATOR SPANN. January 18, 1881—
Laying of corner stone of the new State House 128, 302, 303, 391, 755, 756, 758

BY SENATOR BRISCOE. January 18, 1881—
Resolutions upon death of Governor James D. Williams 133, 141, 171, 172, 173

BY SENATOR MENZIES, January 18, 1881—
Commission for codification of insurance laws 133, 157, 195

BY SENATOR BUNDY. January 18, 1881—
Committee to investigate State Inspector of Oils 157, 165, 208

BY SENATOR BUNDY. January 25, 1881—
Committee to investigate Soldiers' and Seamen's Home and Asylum for Feeble-minded Children of Indiana 195, 196, 207, 279, 326, 482, 676, 684

BY SENATOR SMITH, January 27, 1881—
Restoration of record of muster rolls of eleven Indiana regiments 228

BY SENATOR COMSTOCK. January 27, 1881—
BY SENATOR GRUBBS. February 8, 1881—
Joint convention to elect Prison Directors 228, 316, 325, 359, 360, 361, 362, 363, 364

BY SENATOR BRISCOE. January 31, 1881—
Sympathy for masses of people of Ireland 250

BY SENATOR WOODS. February 2, 1881—
Appropriation from General Government for deepening, etc., Kankakee river 262, 272, 273

BY SENATOR BELL. February 5, 1881—
Concerning sale of University Park..... 304

BY SENATOR SHAFFER. March 2, 1881—
Authorizing copying of General Assembly proceedings from 1872 to 1879, etc.....508, 552

BY SENATOR MARVIN. March 7, 1881—
Against improvement of Meridian street, Indianapolis, with wooden blocks..... 576

BY SENATOR VIEHE. March 8, 1881—
Committee to wait on Governor.....591, 592

BY SENATOR BUNDY. March 9, 1881—
Adoption of joint rules..... 605

BY SENATOR HEFRON. March 9, 1881—
Adjournment.....605, 610

BY SENATOR COMSTOCK. March 17, 1881—
Committee on Fees and Salaries of both Houses to draft and report bill fixing the fees and salaries of public officers.....643, 661

BY SENATOR MARVIN. March 22, 1881—
Fixing time for adjournment of Special Session..... 692

BY SENATOR COMSTOCK. March 23, 1881—
Committee to recommend bills for priority of consideration..... 716

BY SENATOR VAN VORHIS. March 23, 1881—
Clerk of Public Printing and Stationery Board to report value of stationery used during Regular Session.....725, 737

HOUSE CONCURRENT RESOLUTIONS.

January 7, 1881—
Opening and publishing election returns for Governor and Lieutenant Governor..... 15

January 8, 1881—
Committee to make arrangements for inauguration of Governor and Lieutenant Governor.....32, 33

January 11, 1881—
Adoption of joint rules..... 57

January 11, 1881—
Printing of Governor's Message..... 66

January 12, 1881—
Joint committee on report of Commission on Compilation, Revision and Amendment of the Laws.....75, 82, 138

January 17, 1881—
Relating to claims in specific appropriation bills.....117, 118, 126

January 17, 1881—
Committee to investigate management of Hospital for the Insane 123, 124, 287, 845, 846

January 17, 1881—
Joint convention for election of United States Senator.....124, 126, 146

January 26, 1881—
Visit to Purdue University.....208, 209, 216

February 2, 1881—
Committee to report what legislation is necessary with regard to inspection and sale of mineral oils.....259, 288

February 2, 1881—
Committee to investigate Indiana House of Refuge, at Plainfield, Indiana.....259, 288, 289, 675

February 2, 1881—
Uniform rates and charges by railroads on freight and travel.....260, 289

February 7, 1881—
Election of Prison Directors.....311, 312

February 15, 1881—
Sewerage of Female Prison and Reformatory for Women and Girls, and Institute for Deaf and Dumb, and as to selling of lands and buildings and relocation of said institutions.....384, 387, 388, 504, 505

February 16, 1881—
Taxation of treasury notes of the United States..... 398, 659

February 16, 1881—
State of Indiana indebtedness to common school revenue fund..... 398

February 25, 1881—
Publication of 2000 copies of geological part of Professor Collett's report..... 466

March 8, 1881—
Joint convention to make suitable disposition of surrendered and paid bonds..591, 612, 614, 615

March 16, 1881—
Reference of claim of John Martin, contractor for brick work of Indiana Hospital for the Insane.....639, 641, 682, 690

March 16, 1881—
Consolidation of State prisons..... 646

March 18, 1881—
Committee to consider bills on subject of town elections.....663, 699, 730, 736

March 31, 1881—
For printing 1500 copies of civil and criminal code.....818, 1063, 1064

March 25, 1881—
Instructing Trustees of Institution for Feeble-minded Children and Soldiers' Orphans' Home to dismiss Superintendent..... 758

ADDENDA TO INDEX.

Senate Bill No. 40—
Passed, title adopted..... 352, 353

Senate Bill No. 67—
Passed House..... 702

ERRATA AND CORRECTIONS.

Line 17, page 106, read 41 instead of 31.
Line 21, page 199, read 3 instead of 11.
Line 11, page 262, read "Concurrent" for "Joint."
Line 5, page 297, read 52 for 53.
Line 29, page 304, read 21 for 2.
Line 4, page 317, read "repealed" for "appealed."
Line 9, page 321, read 212 for 213.
Line 21, page 341, read 10 for 12.
Line 24, page 352, read 40 for 140.
Line 11, page 471, read 290 for 20.
Line 20, page 477, insert "House" after the word "engrossed."
Line 17, page 478, read 300 for 30.
Line 19, page 488, read 44 for 46.
Line 1, page 531, read 54 for 45.
Line 17, page 560, read 204, for 201.
Line 7, page 566, read 280, for 880.
Line 8, page 566, read 2, for 22.
Line 26, page 568, read "Senate" for "House."
Line 27, page 568, read 241 for 141.
Line 14, page 673, read "House" for "Senate."
Line 27, page 723, read "Senate" for "House."
Line 27, page 742, read "Thursday" for "Friday," and 24 for 25.
Line 15, page 776, read 123, for 143.
Line 28, page 794, read 422 for 442.
Line 1, page 815, read "Senate" for "House."
Line 12, page 855, read "passed" for "signed."
Line 28, page 857, insert "House" before "bill."
Line 22, page 861, read 254 for 264.
Line 5, page 865, read "House" for "Senate."
Line 3, from bottom page 875, read 367 for 369.
Line 18, from top page 876, read "Senate" for "House."
Line 1, from bottom page 881, read "House," for "Senate."
Line 28, from top page 885, read "Flavius" for "Francis."
Line 15, from top page 892, read 214 for 215.
Line 2, from bottom page 898, read "J. T. Cotton" for "J. Hatton."
Line 6, from bottom page 919, read 393 for 293.
Line 1, from top page 921, read "Concurrent" for "Joint."
Line 15, from top page 927, read 266 for 466.
Line 25, from top page 948, read 266 for 286.
Line 20, from top page 988, read "House" for "Senate."
Line 8, from bottom page 992, read 409 for 407.
Line 11, from bottom page 999, read 143 for 343.
Line 11, from bottom page 1014, read 407 for 224.
Line 14, from bottom page 1029, read "Senate" for "House."
Line 6, from top page 1055, read "Senate" for "House."

INDEX.

[Refer to number of bills for pages of action.]

ACTIONS, PARTIES TO—
Senate Bill No. 17.

ADVERTISEMENTS, PUBLIC OFFICERS—
Senate Bill No. 121.

ANGOLA, TOWN OF—
Senate Bill No. 230.

ANNUAL REPORTS—
Senate Bill No. 124.

ANIMALS—
Senate Bills Nos. 33, 89, 118, 321.

ASSISTANT SECRETARY—
Senate Report of, pages 114, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082.

ASSESSMENT OF PROPERTY—
Senate Bills Nos. 37, 98, 120, 199, 141, 143, 229, 304.

AUDITOR OF STATE—
Communication from, page 80.
Senate Bill No. 170.

APPROPRIATIONS—
House Bills Nos. 1, 358.

ATTORNEYS, PROSECUTING—
Senate Bills Nos. 185, 189.

BANK NOTES—
Senate Bills Nos. 83, 278.

BASTARDY—
Senate Bill No. 275.

BATTLE GROUND—
Senate Bill No. 109.

BOYD, THOMAS E., CLAIM—
Page 479.

BOARD OF REVISION—
Senate Bill No. 158.

BRIDGES—
Senate Bills Nos. 193, 131.

BURRUS, THOMAS, CLAIM—
Page 479.

CALUMET RIVER—
Senate Bill No. 132.

CAMPBELL, MATTHEW, CLAIM—
Senate Bill No. 117.

CHARITIES, STATE BOARD OF—
Senate Bill No. 78.

CRIMINAL CODE—
Senate Bill No. 201.

CLAIMS—
Thomas E. Boyd, page 285.
Clemens Leo, page 215.
E. S. Neal, page 215.
W. H. Pressel, pages 210, 303.
Thomas Wright, pages 99, 318.
Senate Bill 197.
Against State, payment of—
Senate Bill No. 68.

CITY OF INDIANAPOLIS, CONTRACT WITH—
Senate Bill No. 326.

CITIES AND TOWNS—
Senate Bills Nos. 64, 265, 285, 362, 370.

CIVIL ACTIONS—
Senate Bill No. 19.

CITIES, TOWNS, INCORPORATION OF—
Senate Bills Nos. 16, 18, 50, 53, 57, 67, 81, 88, 190, 108, 110, 111, 119, 228, 245, 246, 258, 279, 320, 340, 341, 347, 349, 374, 381, 292, 309.

COUNTY BOARDS, ORGANIZATION OF—
Senate Bills Nos. 317, 322.

COUNTY ORDERS—
Senate Bill No. 115.

COUNTY SEATS, RELOCATION OF—
Senate Bill No. 335.

COUNTY TREASURERS—
Senate Bills Nos. 253, 356, 365.

CORONERS, DUTIES OF—
Senate Bills Nos. 261, 338.

COMMITTEES, APPOINTMENT OF—
Senate Bill No. 29.

CONSTITUTIONAL AMENDMENTS—
Senate Bill No. 60.

CONTEMPTS OF COURTS—
Senate Bills Nos. 44, 152.

COUNTY COMMISSIONERS—
Senate Bills Nos. 10, 39, 54, 55, 84, 99, 179, 106, 135, 266, 282, 357.

COVERTURE, DISABILITIES OF—
Senate Bills Nos. 62, 134.

COMMON SCHOOLS—
Senate Bills Nos. 20, 52, 58, 104, 127, 257, 260, 297.

COMMITTEES, STANDING, APPOINTMENT OF—
Pages 97, 99.

COURTS, ORGANIZATION OF—
Senate Bills Nos. 1, 12, 31, 41, 46, 61, 154, 155, 196, 161, 172, 173, 234, 243, 270, 276, 328, 339, 352, 359, 364, 366, 372, 377.

COAL MINES—
Senate Bill No. 5.

CONTESTED ELECTION—
Senate Bill No. 12.

CONSTITUTIONAL CONVENTION—
Senate Bill No. 3.

DECEDENTS' ESTATES—
Senate Bills Nos. 6, 36, 43.

DEATH SENTENCE, COMMUTATION OF—
Senate Bill No. 280.

DOGS—
Senate Bill No. 107.

DIVORCES—
Senate Bill No. 206.

DOORKEEPER, APPOINTMENT OF—
Senate Bills Nos. 114, 115.

EDUCATION AND CARE OF CHILDREN—
Senate Bills Nos. 9, 130, 258, 295.

ELECTIONS—
Senate Bill No. 138.

ELECTIONS, TOWNSHIP—
Senate Bills Nos. 40, 45, 95, 244.

ELECTIVE FRANCHISE—
Senate Bills Nos. 23, 186.

ENGINEERS—
Senate Bill No. 47.

EXECUTIVE APPOINTMENTS—
Senate Bill No. 147.

EXECUTION SALES, ON—
Senate Bills Nos. 77, 96.

EXPERT TESTIMONY—
Senate Bill No. 231.

FEES AND SALARIES—
Senate Bills Nos. 63, 203, 232, 286, 296, 305, 329.

FERRIES—
Senate Bill No. 212.

FISHERIES, COMMISSIONER OF—
Senate Bill No. 24.

FISH, PROTECTION OF—
Senate Bills Nos. 264, 336.

FIRE ARMS, SALE OF—
Senate Bill No. 225.

FISH PONDS—
Senate Bill No. 288.

FLAHOFF, SUSAN—CLAIM—
Pages 318, 479.

FUND, THREE PER CENT—
Senate Bill No. 72.

FOREIGN IMPORTATIONS—
Senate Bill No. 42.

FREMONT, LEGALIZE OF—
Senate Bill No. 312.

FREIGHT, REGULATION OF—
Senate Bills Nos. 8, 56.

GAME, WILD—
Senate Bill No. 125.

GARNISHEE—
Senate Bill No. 273.

GOVERNOR, INAUGURATION OF—
Pages 19, 49.

GOVERNOR, MESSAGE FROM—
Pages 46, 47, 48, 169, 178, 179, 180, 216, 299, 304, 319, 336, 376, 428, 941, 461, 465, 487, 498, 499, 502, 528, 545, 563, 590, 593, 608, 687, 772, 795, 828, 866, 916, 917, 919, 938, 955, 975, 1008, 1044, 1061, 1062.

GOVERNOR, PROCLAMATION OF—
Page 583.

GOVERNOR, LIEUTENANT, REPORT OF—
Pages 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082.
Remarks of, page 1083.
Pages 50, 51, 52, 133, 136, 139, 146, 153, 161, 162, 176, 193, 198, 200, 204, 251, 292, 299, 311, 320, 329, 359, 364, 367, 370, 372, 375, 390, 394, 399, 416, 423, 427, 428, 429, 436, 443, 444, 461, 463, 466, 346, 488, 501, 530, 539, 542, 544 546, 552, 560, 562, 566, 568, 569, 570, 587, 588, 589, 602, 605, 623, 631, 671, 711, 718, 724, 729, 737, 756, 757, 771, 782, 790, 804, 820, 839, 866, 893, 909, 915, 917, 921, 937, 948, 957, 974, 1025, 1032, 1045, 1048, 1053.

GOSPEL, PREACHING OF—
Senate Bill No. 251.

GRAY, ISAAC P., GOVERNOR, APPOINTMENTS OF—
Pages 231, 232, 233 234, 235 to 239.

GREEN RIVER ISLAND, ACQUISITION OF—
Senate Bill No. 281.

GRAVEL ROADS—
Senate Bills Nos. 91, 165, 252.

GROUND-HOGS, DESTRUCTION OF—
Senate Bill No. 313.

GUARDIAN AND WARD—
Senate Bills Nos. 82, 157.

GENERAL ASSEMBLY, ORGANIZATION OF—
Senate Bill No. 378.

HEIRS, ADOPTION OF—
Senate Bill No. 142.

HIGHWAYS—
Senate Bills Nos. 220, 217, 289, 344.

HORSE THIEVES, DETECTION OF—
Senate Bill No. 314.

HOUSE OF REPRESENTATIVES, SPEAKER OF—
Senate Bill No. 241.

HUCE, JOHN P., RELIEF OF—
Senate Bill No. 34.

IMMIGRATION, FOREIGN—
Senate Bill No. 90.

INSURANCE—
Senate Bills Nos. 277, 355.

INSURANCE COMPANIES—
Senate Bills Nos. 102, 159, 164, 368.

INSANE HOSPITAL—
Senate Bills Nos. 112, 373.

INSTRUMENTS, LEGALIZING OF—
Senate Bill No. 237.

INTEREST AND USURY—
Senate Bills Nos. 51, 94.

INTOXICATING LIQUOR—
Senate Bills Nos. 30, 128, 350.

INQUESTS—
Senate Bill No. 92.

INDIANA VOLUNTEERS—
Senate Bills Nos. 29, 348.

INDIANA LEGION—
Senate Bill No. 86.

JOINT RESOLUTIONS—
Page 83.

JOINT CONVENTION—
Pages 43, 44, 146, 147, 148, 149, 135, 136, 359, 360, 361, 362, 363, 364, 614.

JUDGMENTS IN COURTS OF RECORD—
Senate Bills Nos. 14, 254.

JUSTICES OF THE PEACE—
Senate Bills Nos. 27, 113, 129, 133, 181, 235, 319, 345.

JUDGMENTS, COLLECTION OF—
Senate Bill No. 148.

JURIES, GRAND AND PETIT—
Senate Bills Nos. 240, 343.

LANDLORDS AND TENANTS—
Senate Bill No. 256.

LEVIES—
Senate Bill No. 75.

LIBRARY, DANIEL HOUGH—
Page 63.

LIBRARIAN, STATE, COMMUNICATION FROM—
Page 123.

MARRIAGE LICENSES—
Senate Bill No. 26.

MARRIED WOMEN—
Senate Bills Nos. 287, 342.

MAYORS' COURTS—
Senate Bill No. 85.

MESSAGE FROM HOUSE—
Pages 15, 32, 39, 57, 66, 70, 75, 80, 84, 117, 118, 119, 123, 129, 138, 140, 151, 152, 168, 170, 190, 195, 207, 209, 256, 257, 259, 271, 272, 287, 290, 358, 349, 325, 310, 369, 384, 398, 411, 415, 420, 424, 434, 436, 442, 446, 464, 482, 485, 500, 511, 518, 526, 530, 538, 537, 540, 542, 544, 546, 551, 553, 556, 559, 561, 562, 564, 566, 567, 568, 576, 577, 591, 606, 609, 622, 631, 635, 639, 646, 661, 663, 677, 698, 702, 705, 719, 726, 729, 736, 743, 751, 755, 757, 769, 777, 790, 802, 805, 817, 821, 838, 845, 855, 859, 866, 871, 878, 880, 891, 895, 900, 906, 913, 917, 920, 932, 935, 939, 946, 953, 954, 962, 973, 975, 981, 982, 985, 989, 1002, 1009, 1011, 1014, 1017, 1026, 1031, 1033, 1034, 1035, 1040, 1045, 1050, 1051.

MEDICINE, PRACTICE OF—
Senate Bills No. 69, 346.

MILLER H. L., TERRE HAUTE, COMMUNICATION FROM—
Page 128.

MINERAL AND PETROLEUM OILS—
Senate Bill No. 25.

MILEAGE, COMMITTEE ON—
Page 59, Report of '71.

MINING COMPANIES—
Senate Bill No. 311.

MINUTE CLERK, APPOINTMENT OF—
Page 12.

MISDEMEANORS, PUNISHMENT OF—
Senate Bills Nos. 163, 262, 267.

MILITARY AFFAIRS—
Senate Bill No. 183.

MILITIA—
Senate Bill No. 227.

MORTGAGES AND LIENS—
Senate Bills No. 178, 174, 182, 195.

NAMES, CHANGE OF—
Senate Bill No. 70.

NOTARIES PUBLIC—
Senate Bills Nos. 208, 209, 160.

OFFICERS, PUBLIC—
Senate Bill No. 22.

OHIO RIVER COMMISSION—
Senate Bill No, 301.

ORPHANS' HOME—
Senate Bill No. 144.

PAGES, APPOINTMENT OF—
Pages 10, 84, 177, 186, 188, 588.

PARTITIONING OF LANDS—
Senate Bills Nos. 122, 156, 263, 323.

PLEADING AND PRACTICE, CIVIL CASES—
Senate Bills Nos. 65, 66, 71, 87, 101, 210.

POLICE JUDGE, ELECTION OF—
Senate Bill No. 59.

POOL SELLING—
Senate Bill No, 28.

PROPERTY, ASSIGNMENT OF—
Senate Bill No. 153.

PRUETT, MARTIN, RELIEF OF—
Senate Bill No. 175.

PRISONS, STATE—
Senate Bills Nos. 360, 361.

PRELIMINARY EXAMINATION OF PERSONS—
Senate Bill No. 315.

PROTESTANT CHURCH—
Senate Bill No. 330.

PUBLIC SCHOOLS—
Senate Bills Nos. 38, 48, 97, 192, 218, 219.

PUBLIC LIBRARIES—
Senate Bills Nos. 7, 103, 105, 213.

PURDUE UNIVERSITY—
Senate Bills Nos. 177, 255.

RAILROADS—
Senate Bills Nos. 2, 35, 100, 136, 145, 167, 170, 191, 207, 238, 272, 291, 303, 307, 337.

RAILROAD, EMPLOYES—
Senate Bill No. 80.

RECOGNIZANCES, REGULATION OF—
Senate Bills Nos. 11, 114.

RECORDS OF COURTS, REINSTATEMENT OF—
Senate Bill No. 334.

REFORMATORY INSTITUTIONS—
Senate Bill No. 242.

REAL PROPERTY—
Senate Bill No. 126, 371.

READING CLERK, APPOINTMENT OF—
Page 12.

RIVER LAKE—
Senate Bill No. 269.

ROADS—
Senate Bills Nos. 198, 204, 79.

SAVINGS BANKS, ORGANIZATION OF—
Senate Bills Nos. 149, 151.

SCHOOL FUND MORTGAGE—
Senate Bill No. 13.

SECRETARY SENATE, APPOINTMENTS OF—
Page 114.

SEYMOUR REFORM CLUB—
Senate Bill No. 302.

SENATE, ORGANIZATION OF—
Pages 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 20, 21, 22, 23, 24, 26, 29, 31, 32, 33, 34 35, 36, 37, 39, 40.

SHRIVERS, BARZILLA, RELIEF OF—
Senate Bill No. 166.

SHORT-HAND REPORTERS—
Page 480.

SHERIFFS' SALES—
Senate Bill No. 200.

STATE PRISONS, GOVERNMENT OF—
Senate Bills Nos. 4, 15, 21, 215, 248, 332.

STATE BOARD OF HEALTH—
Senate Bill No. 93.

STATE HOUSE COMMISSIONERS, COMMUNICATION FROM—
Page 90.

SUPERVISORS—
Senate Bills Nos. 123, 140, 188, 194, 159.

SUPREME COURT, COPY OF OPINIONS OF—
Senate Bills Nos. 223, 239.

Reporter of—
Senate Bill No. 283.

SUNDAY LAW—
Senate Bills Nos. 180, 294.

SWAMP LANDS—
Senate Bills Nos. 49, 226.

TAXATION OF PROPERTY—
Senate Bill No. 222.

TAXES, LEVY OF—
Senate Bill No. 284.

TELEPHONE COMPANIES—
Senate Bills Nos. 249, 307, 324.

TEMPERANCE—
Senate Bills Nos. 233, 293, 318.

THEOLOGICAL SEMINARY—
Senate Bill No. 205.

TOWNSHIP TRUSTEES—
Senate Bills Nos. 184, 187.

TRUSTEES NORMAL SCHOOL—
Page 46.
Asylum for Feeble-minded Children, page 46.
Benevolent Institutions, pages 47, 48.

TRESPASS—
Senate Bill No. 286.

TURNPIKE COMPANIES—
Senate Bill No. 306.

UNITED STATES PATENTS—
Senate Bill No. 76.

UNITED SEATES SENATOR, ELECTION OF—
Pages 135, 146, 147.

VOLUNTARY ASSOCIATIONS—
Senate Bills Nos. 32, 146, 162, 247, 250.

VOTERS, REGISTRY OF—
Senate Bills Nos. 353, 363.

VOEGTLE, JACOB, CLAIM—
Page 479.

WATER WORKS COMPANIES—
Senate Bill No. 116.

WEIGHTS AND MEASURES—
Senate Bill No. 73.

WITNESSES—
Senate Bill No. 221.

COMMUNICATIONS, REPORTS, RESOLUTIONS, ETC.

BELL, ROBERT C., Senator from Allen and Whitley counties—
Amendments, pages 180, 374, 424, 443, 444, 447, 457, 537, 560, 572, 573, 575, 591, 596, 606, 607, 609, 626, 630, 632, 634, 635, 636, 641, 642, 747, 752, 760, 784, 850, 918, 1030.
Motions, pages 24, 27, 30, 38, 101, 115, 116, 183, 199, 299, 312, 328, 406, 411, 442, 498, 501, 503, 538, 556, 558, 572, 574, 587, 611, 669, 670, 676, 678, 690, 693, 718, 732, 784, 746, 760, 763, 764, 781, 863, 864, 869, 871, 915, 917, 938, 950, 957, 965, 1014, 1050.
Protests, page 402.
Resolutions, pages 53, 119, 304, 1062.
Substitutes, pages 430, 443,603.
Petitions, pages 301, 852.
Call of the Senate, page 871.
Memorial, page 496.
Absence, leave of, page 881.

BENZ, JOHN, Senator from Crawford and Harrison counties—
Amendments, page 791.
Motions, pages 38, 41, 559, 716, 754, 833, 960, 1005.
Resolutions, pages 277, 1068.
Call of the House, page 833.

BISCHOWSKY, F. V., Senator from Vigo county—
Amendments, page.
Motions, pages 897, 1229.
Petitions, page 378.

BRISCO, THOMAS S., Senator from Adams, Jay and Blackford counties—
Amendments, pages 204, 209, 705, 900.
Concurrent Resolutions, page 133.
Motions, pages 23, 317, 462, 491, 555, 737, 812, 953.
Resolutions, pages 53, 85, 250.
Petitions, page 154.
Substitutes, pages 716, 915.

BROWN, JASON B., Senator from Jackson and Jennings county—
Amendments, pages 85, 164, 189, 210, 395, 406, 412, 453, 462, 467, 635, 704, 716, 797, 869, 902, 914, 918.
Call of Senate, page 1035.
Motions, pages 31. 79, 82, 86, 93, 160, 174, 175, 176, 191, 199, 311, 321, 345, 392, 393, 395, 413, 431, 432, 434, 437, 463, 467, 482, 485, 493, 509, 512, 522, 527, 545, 564, 576, 577, 587, 589, 596, 612, 618, 619, 650, 652, 665, 670, 671, 698, 703, 710, 712, 713, 714, 717, 721, 734, 742, 744, 745, 773, 775, 782, 785, 787, 788, 789, 794, 812, 820, 825, 827, 828, 829, 830, 847, 849, 854, 855, 856, 857, 865, 866, 870, 872, 882, 893, 904, 912, 916, 917, 922, 928, 928, 937, 940, 950, 951, 957, 959, 970, 980, 982, 983, 986, 988, 989, 996, 1012, 1019, 1028, 1033, 1037, 1049, 1066.
Petitions, pages 189, 417, 814.
Resolutions, pages 175, 648, 835.
Substitute, page 636.
Strike out page 900.
Claims introduced, page 1069.

BUNDY, E. H., Senator from Henry, Delaware and Randolph counties—
Amendments, pages 205, 207, 210, 321, 406, 440, 441, 447, 453, 461, 635, 645, 668, 669, 728, 749, 853, 883, 901.
Claims presented, page 484.
Motions, pages 95, 355, 388, 427, 429, 434, 508, 530, 555, 558, 637, 642, 648, 676, 695, 780, 786, 844, 850, 941, 962, 978, 980, 1000, 1032, 1049, 1064.
Petitions, pages 153, 154, 318, 337, 662.
Concurrent resolutions, pages 157, 195, 326.
Substitute, pages 307, 586.
Resolutions, pages 601, 605, 666, 1057, 1058.

CHAPMAN, GEORGE H., Senator from Marion county—
Amendments, pages 161, 206, 209, 211, 317, 394, 398 406, 424, 432, 437, 444, 447, 459, 571, 572, 574, 575, 592, 624, 608, 614, 619, 525, 530, 632, 633, 634, 640, 668, 686, 688, 704, 705, 706, 707, 712, 729, 733, 745, 747, 757, 761, 783, 961.
Resolutions, pages 20, 75, 531, 587, 592, 648, 754, 916, 1059.
Concurrent Resolutions, page 18.
Petitions, pages 301, 336, 962.
Joint Resolutions.
Motions, pages 175, 100, 62, 54, 36, 26 204 210, 285, 313, 317, 329, 331, 354, 357, 367, 380, 387, 389, 390, 400, 401, 404, 428, 460, 463, 464, 494, 515, 524, 525, 531, 533, 544, 546, 547, 560, 565, 570, 589, 615, 625, 627, 628, 639, 641, 656, 660, 670, 679, 684, 694, 741, 744, 766, 771, 772, 773, 785, 791, 800, 804, 806, 817, 835, 840, 842, 848, 854, 861, 875, 881, 897, 898, 905, 902, 931, 932, 941, 945, 957, 960, 968 972, 978, 982, 983, 986, 987, 991, 992, 1028, 1044, 1046.
Substitutes, pages 409, 571, 596, 629, 643.
Remonstrances, pages, 449, 862.
Claims, pages 514, 815, 837, 988.
Appeals, page 720.

COFFEY, RICHARD L., Senator from Monroe and Bartholomew counties—
Amendments, pages, 284, 317, 422, 428, 669, 732, 792, 828.
Motions, pages 20, 390, 393, 429, 587, 699, 744, 781, 825, 861, 900, 934, 951, 1065.
Petitions, pages 137, 140, 840.
Resolutions, pages 28, 120.
Substitutes, pages 429, 434.

COMPTON, ISAAC M., Senator from Clay county—
Amendments, pages 575, 793, 827, 850, 853.
Resolutions.
Concurrent Resolutions.
Petitions, page 189.
Joint Resolutions.
Motions, pages 428, 492, 772, 779, 849, 862.

COMSTOCK, D. W., Senator from Wayne county—
Amendments, pages 204, 296, 297, 373, 374, 406, 434, 439, 448, 458, 609, 612, 618, 642, 708, 714, 750, 751, 757, 763, 797, 800, 869.
Claims, page 467.
Concurrent Resolutions, page 228.
Motions, pages 49, 100, 188, 355, 367, 370, 393, 394, 402, 443, 487, 493, 496, 513, 522, 525, 534, 551, 560, 563, 577, 598, 599, 600, 605, 627, 629, 637, 653, 655, 678, 689, 712, 760, 788, 795, 826, 828, 836, 872, 876, 895, 904, 906, 928, 941, 944, 945, 950, 960, 977, 993, 994, 1008, 1015, 1021, 1044, 1060, 1064, 1082.
Resolutions, pages 24, 56, 59, 117, 641, 648, 716, 1068.
Substitutes, pages 597, 733.
Petitions, page 664.
Joint Resolutions, page 713.

DAVIDSON, W. H., Senator from Marshall and Fulton counties—
Amendments.
Resolutions.
Concurrent Resolutions.
Petitions, page 218, 843.
Joint Resolutions.
Motions, pages 837, 952, 1022.

DAVIS, O. T., Senator from Park and Vermillion counties—
Resolutions.
Motions, pages 781, 927.
Amendments.
Petitions, pages 154, 162.

FOSTER, THOMAS J., Senator from Allen county—
Amendments, pages 205, 421, 424, 727, 728, 743, 747, 748.
Motions, pages 20, 22, 32, 85, 169, 200, 289, 291, 295, 296, 313, 373, 398, 411, 449, 460, 493, 502, 507, 508, 555, 621, 633, 660, 664, 666, 667, 669, 673, 709, 736, 795, 819, 825, 834, 852, 884, 940, 944, 959, 982, 988, 994, 1055.
Petitions, pages 140, 467.
Resolutions, pages 29, 55, 56, 59, 119, 286, 420.
Call of Senate, page 959.
Concurrent Resolutions, page 94.
Substitute, page 635.

GARRIGUS, MILTON, Senator from Howard and Miami counties—
Amendments, pages 200, 323, 405, 418, 421, 422, 423, 425, 642, 651, 706, 727, 730, 748, 765, 882, 962.
Motions, pages 546, 665, 736, 818, 917, 937.
Petitions, pages 153, 177, 878.
Resolutions, pages 60, 100.

GRAHAM, ROBERT, Senator from Hamilton and Tipton counties—
Amendments, pages 206, 434, 438, 462, 613, 684, 706, 708, 746, 847, 857, 883, 923.
Motions, pages 312, 451, 622, 627, 664, 732, 819, 833, 884, 949, 964, 980, 1023.
Petitions, pages 137, 154, 219, 835.
Resolutions, pages 61, 345.
Substitute, page 993.

GRUBBS, GEORGE W., Senator from Morgan and Johnson counties—
Amendments, pages 457, 571, 606, 614, 633, 642, 791, 792, 793, 796.
Motions, pages 200, 229, 299, 312, 848, 891, 457, 485, 528, 550, 563, 628, 641, 670, 699, 798, 799, 806, 856, 897, 901, 923, 952, 964. 977, 1000, 1014, 1031, 1043, 1059, 1066.
Petitions, page 378.
Resolutions, pages 21, 54, 57, 174, 316, 587, 637.
Substitute, page 636.
Claim of Martin V. Adkins, page 770.

HART, THOMAS B., Senator from Warrick and Pike counties—
Amendments, page 791.
Motions, pages 36, 127, 228, 294, 674, 739.
Resolutions, pages 55, 60.
Petitions, pages 794, 857.

HEFRON, D. J., Senator from Green and Daviess counties—
Amendments, pages 167, 443, 458, 464, 606, 649, 668, 732, 743, 750, 752, 761, 762, 1052.
Motions, pages 49, 292, 316, 438, 590, 610, 637, 651, 662, 721, 734, 754, 829, 844, 848, 883, 923, 1055.
Petitions, pages 378, 851.
Resolutions, pages 250, 1060.
Resolutions, Joint, pages 120, 605, 1057.

HENRY, CHARLES L., Senator from Grant and Madison counties—
Amendments, pages 205, 207, 284, 395, 397, 405, 406, 421, 423, 429, 434, 438, 440, 456, 463, 469, 619, 660, 670, 705, 708, 709, 730, 744, 747, 794, 810, 901, 962.
Motions, pages 308, 345, 422, 436, 461, 468, 499, 515, 533, 622, 625, 654, 712, 732, 744, 753, 761, 767, 768, 795, 854, 856, 877, 882. 883, 884, 890, 902, 916, 919, 922, 923, 931, 933, 937, 938, 939, 960, 966, 975, 782, 986, 992, 995, 1002, 1009, 1016, 1018, 1063.
Petitions, pages 154, 189, 511, 852.
Resolutions, pages 85, 152, 1063.
Substitutes, pages 425, 562, 712, 727.

HOSTETTER, HENRY, Senator from Lagrange and Noble counties—
Amendments, page 809.
Petitions, pages 85, 870.
Resolutions.
Motions, pages 899, 699, 773, 968.

HOWARD, F. M., Senator from Decatur and Shelby counties—
Amendments, page 437.
Motions.
Resolutions.
Petitions.

HUTCHINSON, W. B., Senator from Laporte county—
Resolutions.
Joint Resolutions.
Concurrent Resolutions.
Motions, page 966.
Petitions, pages 178, 654.
Amendments.

KAHLO, CHARLES, Senator from Cass county—
Amendments, page 915.
Motions, pages 22, 335, 628, 859, 860, 875, 890, 1012.
Petitions, pages 137, 178, 218, 664, 850.
Resolutions, pages 27, 86.

KEISER, JACOB, Senator from Pulaski, White and Carroll counties—
Amendments, pages 652, 784, 989.
Resolutions.
Concurrent Resolutions.
Petitions, page 189.
Joint Resolutions.
Motions, pages 812, 823, 824, 844, 1007.

KRAMER, HENRY, Senator from Spencer and Perry counties—
Amendments, pages 398, 420, 422, 542, 556, 593, 602, 603, 624, 625, 626, 642, 643, 644, 645, 657, 660, 667, 685, 704, 705, 706, 707, 708, 727, 731, 767, 774.
Motions, pages 458, 485, 542, 600, 662, 666, 673, 683, 702, 712, 732, 751, 781, 787, 863, 864, 895, 937, 944, 953, 978, 1051, 1052.
Petitions, page 852.
Resolutions.
Substitutes, pages 650, 682.

LANGDON, BYRON W., Senator from Tippecanoe county—
Amendments, pages 317, 441, 455, 461, 503, 509, 606, 611, 616, 683, 762, 836, 993.
Motions, pages 167, 180, 249, 355, 410, 414, 415, 428, 440, 444, 445, 463, 507, 508, 518, 542, 546, 564, 577, 585, 586, 589, 610, 611, 628, 715, 805, 813, 826, 875, 878, 890, 974, 999, 1015, 1026, 1042, 1043, 1054, 1064, 1068.
Petitions, page 178.
Resolutions, pages 53, 65, 183, 193, 218, 552, 584, 603, 681, 757, 1068.

LEEPER, DAVID R., Senator from St. Joseph and Starke counties—
Amendments, pages 422, 791.
Motions, pages 399, 478, 781, 805, 808, 812, 915, 925, 942.
Petitions, pages 378, 863.
Resolutions, pages 345, 662.
Claims, page 993.

LOCKRIDGE, S. F., Senator from Putnam and Hendricks counties—
Amendments, pages 560, 595, 668, 733.
Motions, pages 300, 484, 822, 834, 939.
Resolutions.
Joint Resolutions, page 128.
Substitutes, page 571.

MACARTNEY, FRANCIS, Senator from Steuben and Dekalb counties—
Resolutions, page 152.
Motions, pages, 364, 750.
Amendments, pages 207, 285, 392, 606, 607, 731, 747, 767.
Joint Resolutions.
Concurrent Resolutions.
Petitions, page 279.
Substitutes, page 602.

MAJORS, GEORGE W., Senator from Benton, Newton and Jasper counties—
Amendments.
Motions, page 858.

MARVIN, HENRY M., Senator from Brown and Clinton counties—
Amendments, pages 200, 422, 592, 733, 759.
Motions, pages 454, 640, 671, 681, 715, 745, 874, 971, 973, 1054.
Resolutions, pages 85, 692.
Substitute, page 205.
Concurrent Resolution, page 576.
Memorial, page 662.

MENZIES, G. V., Senator from Posey and Gibson counties—
Amendments, pages 60, 204, 364, 375, 386, 399, 439, 444, 455, 462, 608, 619, 620, 642, 669, 688, 746, 751, 783, 787, 883, 893.
Appeal from Decision of Chair, page 908.
Motions, pages 21, 24, 29, 34, 35, 39, 55, 64, 79, 88, 97, 195, 196, 205, 231, 271, 279, 298, 311, 312 319, 320, 323, 365, 387, 388, 390, 396, 434, 436, 438, 444, 345, 447, 453, 467, 508, 509, 515, 521 522, 539, 543, 544, 555, 572, 574, 597, 602, 610, 634, 636, 639, 644, 662, 670, 684, 699, 722, 733 759, 761, 804, 808, 854, 856, 857, 860, 863, 872, 904, 908, 909, 932, 939, 968, 976, 977, 978, 980, 981, 988, 1013, 1033, 1038, 1041, 1043, 1046, 1047.
Resolutions, pages 26, 33, 49, 304, 334.
Concurrent Resolutions, pages 133, 157.
Petitions, pages 154, 279, 886.

OWEN, A. R., Senator from Fountain and Warren counties—
Amendments, pages 727, 922.
Motions, pages 93, 403, 409, 567, 713, 784, 788, 805, 810, 817, 834, 845, 888, 904, 919, 970, 977, 988, 1003, 1035, 1060.
Resolutions, pages 344, 1063.
Petitions, page 851.

POINDEXTER, MOSES, Senator from Clark and Scott counties—
Amendments.
Motions, pages 393, 502, 516, 554, 640.
Resolutions, page 119.
Petitions, pages 336, 980.

RAHM, WM., JR., Senator from Vanderburgh county—
Amendments, pages 728, 766.
Motions, pages 299, 646, 769, 892, 904.
Resolutions, page 86.

RISTINE, THEO. H., Senator from Montgomery county—
Resolutions, pages 683, 1069.
Joint Resolutions.
Concurrent Resolutions.
Motions, pages 293, 513, 750, 939, 1029.
Petitions, page 178.
Amendments, pages 390, 374, 668, 845.
Claims, page 554.
Substitute, page 620.

SAYRE, WARREN G., Senator from Wabash and Kosciusko counties—
Amendments, pages 210, 595, 608, 625, 989.
Resolutions.
Concurrent Resolutions.
Petitions, page 467.
Joint Resolutions.
Motions, pages 355, 602, 842, 846, 848, 917, 928, 985, 969, 970, 996, 1000.

SHAFFER, ABNER H., Senator from Huntington and Wells counties—
Amendments, pages 357, 437, 687, 989.
Motions, pages 371, 373, 375, 401, 410, 449, 465, 466, 487, 493, 549, 692, 703, 798, 806, 844, 909, 929, 966, 1039.
Petitions, pages 218, 626.
Resolutions, pages 92, 145, 344, 605, 810, 1058.

SMITH, M. C., Senator from Randolph and Delaware counties—
Amendments, pages 201, 374, 574, 626.
Motions.
Resolutions, pages 54, 604.
Concurrent Resolutions, page 228.

SPANN, JESSE J., Senator from Rush, Fayette and Union counties—
Motions, pages 30, 190, 325, 401, 404, 405, 418, 429, 464, 514, 518, 538, 541, 574, 634, 670, 684, 692, 699, 714, 719, 726, 744, 754, 793, 794, 802, 823, 844, 846, 875, 893, 895, 907, 923, 948, 964, 997, 1042, 1057.
Amendments, pages 199, 297, 300, 317, 372, 404, 421, 428, 438, 439, 456, 458, 564, 576, 596, 604, 608, 809, 810, 992.
Joint Resolutions, page 128.
Petitions, page 137.
Resolutions, pages 409, 1058, 1059.
Protests, page 877.
Substitutes, pages 444, 866.
Claims, pages 510, 815.
Call of Senate, page 715.

TRAYLOR, WILLIAM, Senator from Dubois, Martin and Lawrence counties—
Amendments, pages 284, 416, 592, 607, 610, 619, 750, 751, 783, 853.
Motions, pages 420, 498, 522, 532, 777, 781, 787, 802, 833, 844, 869, 874, 877, 902, 914, 952, 973, 975, 1013.
Resolutions, pages 120, 1019.
Joint Resolutions, page 120.
Petitions, pages 379, 417.

URMSTON, S. E., Senator from Franklin and Ripley counties—
Amendments, pages 394, 403, 423, 428, 432, 463, 556, 620, 633, 635, 636, 645, 668, 684, 704, 708, 729, 744, 847, 848, 850, 901, 903.
Motions, pages 100, 293, 313, 330, 620, 667, 724, 796, 844, 845, 870, 914, 950, 1024.
Petitions, page 1005.
Resolutions, page 215.
Substitutes, pages 644, 872.
Claims, page 694.

VAN VORHIS, F. J., Senator from Marion county—
Amendments, pages 204, 427, 445, 462, 608, 643, 704, 746, 749, 850, 917, 939, 961.
Motions, pages 25, 94, 200, 211, 328, 377, 387, 416, 513, 618, 639, 689, 713, 799, 808, 863, 889, 900, 911, 930, 931, 938, 944, 948, 960, 1010, 1025, 1053, 1061, 1065, 1067.
Petitions, page 215.
Resolutions, pages 56, 663, 694, 701.
Substitutes, pages 204, 761.
Claims, page 523.
Concurrent Resolutions, page 725.

VIEHE, F. W., Senator from Knox and Sullivan counties—
Amendments, pages 139, 199, 405, 406, 432, 433, 448, 570, 572, 573, 574, 575, 603, 607, 610, 622, 625, 632, 634, 639, 640, 641, 644, 682, 685, 704, 708, 711, 728, 732, 733, 765, 766, 844, 869.
Petitions, page 279.
Motions, pages 84, 113, 279, 351, 354, 459, 565, 570, 574, 598, 615, 626, 639, 640, 642, 660, 684, 686, 700, 803, 816, 828, 829, 848, 855, 860, 862, 866, 884, 888, 932, 985, 1061.
Resolutions, pages 144, 586, 591, 637, 653, 1058.
Substitutes, pages 570, 624.

VOYLES, SAMUEL B., Senator from Floyd and Washington counties—
Resolutions, page 144.
Motions, pages 574, 685, 713, 718, 739, 740, 769, 782, 822, 853, 857, 988, 994, 995.
Amendments, pages 209, 284, 408, 422, 433, 557, 575, 707, 762, 766, 784, 845.
Joint Resolutions.
Concurrent Resolutions.
Substitutes, pages 530, 638.
Claims, page 725.
Memorials, page 794.

WHITE DAVID H., Senator from Elkhart county—
Amendments.
Motions, pages 401, 503, 599, 628, 806, 857, 942, 976.
Petitions, pages 698, 782.
Resolution, page 344.
Substitute, page 809.

WILSON E. R., Senator from Jefferson county—
Resolutions, pages 137, 156.
Motions, pages 174, 355, 392, 402, 520, 625, 628, 763, 787, 789, 851, 866, 870, 937, 957, 978, 1002, 1060.
Amendments, pages 200, 204, 206, 344, 394, 395, 397, 398, 405, 411, 487, 642, 787, 788.
Joint resolutions.
Concurrent resolutions.
Substitute, pages 562, 961.
Resignation as Chairman Committee on Finance, 898.

WOODS THOMAS J., Senator from Lake and Porter counties—
Amendments, pages 211, 556, 706, 709, 731, 747, 961.
Motions, pages 367, 627, 757, 764, 773, 815, 1049.
Petitions, page 154.
Joint resolution No, 13, page 262.
Resolutions, page 577.
Substitute, page 747.

WOOLLEN L. J., Senator from Dearborn and Ohio counties—
Amendments, pages 205, 422, 593, 610, 765.
Motions, pages 55, 121, 1051.
Joint resolutions, page 83.

YANCEY, SIMON P., Senator from Marion, Hancock and Shelby counties—
Amendments, pages 437, 447.
Motions, pages 34, 113, 393, 309, 443, 447, 450, 463, 513, 518, 564, 588, 590, 716, 756, 781, 791, 816, 928, 964, 981, 999, 1053.
Petitions, page 162.
Resolutions, page 137.
Joint resolution, pages 664, 693, 694.

REPORTS OF COMMITTEES.

REPORTS OF—

Committee on Mileage and Accounts, page 71.
Committee on Senate Bill No. 6, page 72.
Special Committee on House Bill No. 1, page 73.
Board of Revision of Statutes, page 74.
Special Committee on Rules, page 78.
Special Committee on Committee Rooms, pages 92, 93, 117.
Special Committee on Committee Rooms, page 99.
Special Committee on House Bill No. 1, page 73.
Special Committee on Rules, page 78.
Committee on Enrolled Bills, page 113.
Committee on Judiciary, page 127.
Committee on Railroads, page 138.
Committee on Claims, page 138.
Committee on Federal Relations, page 138.
Committee on Education, page 138.
Committee on Benevolent Institutions, page 138.
Committee on Senate Bill No. 53, page 140.
Committee on Agriculture, page 142.
Committee on Federal Relations, page 142.
Committee on Judiciary, page 142.
Committee on Vital Statistics, page 143.
Special Committee on death of Senator Davenport, pages 149, 150.
Committee on Judiciary, page 154.
Committee on Judiciary, page 155.
Committee on Judiciary, on Senate Bill No. 45, page 155.
Committee on Judiciary, on Senate Bill No. 66, page 155.
Committee on Judiciary, on Senate Bill No. 28, page 155.
Committee on Judiciary, on Senate Bill No. 11, page 155.
Committee on Judiciary, on Senate Bill No. 36, page 156.
Committee on Judiciary, on Senate Bill No. 68, page 156.
Committee on Judiciary, on Senate Bill No. 27, page 156.
Committee on Judiciary, on Senate Bill No. 17, page 156.
Committee on Enrolled Bills, page 161.
Committee on Examining Journal, page 162.
Second group of committees, page 162.
Committee on Swamp Lands, page 163 on Senate Bill No. 135.
Committee on Revision, appointing L. H. Wrigly, Clerk, page 166.
Joint Select Committee, page 171. Governor Gray's message.
Joint Select Committee, page 171, 172. Governor Gray's message.
Committee on Rights and Privileges, page 178. Shaffer.
Committee on Judiciary, on Senate Bill No. 116, page 180.
Committee on Judiciary, on Joint Resolution No. 2, page 181.
Committee on Judiciary, on Senate Bill No. 23, page 181.
Committee on Judiciary, on Senate Bill No. 122, page 181.
Committee on Roads, on Senate Bill No. 54, page 182.
Special Committee on Senate Bill No. 135, page 182. Wilson.
Special Committee on Senate Bill No. 62, page 182. Bell.
Special Committee on Senate Bill No. 134, page 183. Bell.
Revision Committee on Senate Bills Nos. 168, 169, page 190. Comstock.
Committee on Executive Appointments, page 190. (Majority). Bundy.

MINORITY REPORT OF—

Committee on Executive Appointments, page 191. Brown, Voyles and Hutchinson.
Committee on Fees and Salaries, on Senate Bill No. 58, page 193. Smith.
Committee on Enrolled Bill No. 106, page 193. Smith.
Committee on Revision of Laws, Nos. 168, 169, page 193. Comstock.
Committee on Railroads, Senate Bill No. 176, page 200. Foster.
Committee on Corporations, Senate Bill No. 32, page 201. Garrigus.
Committee on Inspection of Journal, page 202. Davidson.
Committee on Prisons, on Senate Bills Nos. 4, 15, page 212. Chapman.
Committee on Education, on Senate Bill No. 48, page 214. Owen.
Committee on Benevolent Institutions, Concurrent Resolution, page 214. Van Vorhis.
Committee on Swamp Lands, Senate Bill No. 24, page 215. Bundy.
Committee on Judiciary, Senate Bill No. 143, page 219. Graham.
Committee on Judiciary, Senate Bills Nos. 81, 144, page 219. Grubbs.
Committee on Judiciary, Senate Bills Nos. 108, 114, page 219. Brown.
Committee on Corporations, Senate Bills Nos. 151, 165, page 220. Spann.
Committee on Revision of Laws, page 221. Henry.
Committee on County and Township Business, Senate Bill No. 130, page 221. White.

REPORT OF—

Committee on Corporations, on Senate Bill No. 57, page 221. Graham.
Committee on Corporations, on Senate Bill No. 141, page 221. Graham.
Committee on County and Township Business, on Senate Bill No. 72, page 221. Hart.
Committee on Canals and Swamp Lands, on Senate Bills Nos. 49, 132, page 221. Bundy.
Committee on Corporations, on Senate Bills Nos. 162, 88, page 222. Yancey.
Committee on Organization of Courts, on Senate Bill No. 41, page 222. Compton.
Committee on Corporations, on Senate Bill No. 50, page 223. Woods.
Committee on Federal Relations, Joint Resolution No. 5, page 223. Coffey.
Committee on Towns and Townships, on Senate Bill No. 37, page 223. Voyles.
Committee on Federal Relations, on Senate Bill No. 47, page 223. Shaffer.
Committee on Federal Relations, on Senate Bill No. 70, page 224. Lockridge.
Committee on Corporations, on Senate Bill No. 16, page 224. Garrigus.
Committee on Corporations, on Senate Bill No. 11, page 224. Garrigus.
Committee on Education, on Senate Bill No. 52, page 224. Owen.
Committee on Education, on Senate Bill No. 38, page 226. Owen.
Committee on Education, on Senate Bill No. 13, page 227. Leeper.
Committee on Benevolent Institutions, on Senate Bill No. 144, page 227. Ristine.
Committee on Banks on Senate Bill No. 149, page 227. Macartney.
Minority Committee on Federal Relations on Senate Bill No. 26, page 228. Shaffer.
Majority Committee on Federal Relations on Senate Bill No. 26, page 228. Davidson.
Committee on Judiciary on Senate Bill No. 137, page 240. Comstock.
Committee on Judiciary on Senate Bill No. 133, page 240. Graham.
Committee on Judiciary on Senate Bill No. 43, page 240. Grubbs.
Committee on Judiciary on Senate Bill No. 150, page 240. Grubbs.
Committee on Judiciary on Senate Bill No. 163, page 241. Grubbs.
Committee on Judiciary on Senate Bills Nos. 96, 126, 142, 148, page 241. Chapman.
Committee on Judiciary on Senate Bills Nos. 83, 87, page 242. Brown.
Majority Committee on Federal Relations on Senate Bill No. 65, page 242.
Minority Committee on Federal Relations on Senate Bill No. 65, page 242.
Committee on County and Township Business on Senate Bills Nos. 101, 175, page 243. White.
Committee on Enrolled Bills on Senate Bill No. 6, page 243. Smith.
Committee on Revision, page 243. Henry.
Committee on County and Township Business, memorial, page 244. White.
Committee on Education on Senate Bill No. 104, page 245. Leeper.
Committee on Enrolled Bills, page 248. Smith.
Special Committee on Extra Doorkeeper, page 249. Spann.
Committee on Senate Bill No. 88, page 254.
Committee on Judiciary on House Bill No. 16, Senate Bill No. 60, page 263. Grubbs.
Committee on Judiciary on Senate Bill No. 82, page 274. Graham.
Committee on Judiciary on Senate Bill No. 75, page 274. Chapman.
Minority Committee on Judiciary on Senate Bill No, 83, page 274. Traylor.
Majority Committee on Judiciary on Senate Bill No. 83, page 274. Chapman.
Committee on Judiciary on Senate Bill No. 90, page 275. Chapman.

Committee on Claims, page 275. Ristine.
Committee on Judiciary on Senate Bill No. 85, page 275, Bell.
Committee on Revision, page 276. Henry.
Committee on Revision on State Prison Bill, page 276. Comstock.
Committee on Revision on Superior Court Bill, page 276. Comstock.
Committee on Revision on Senate Bill No. 200, page 276. Comstock.
Committee on Executive Appointments, on Senate Bill No. 147, page 276. Henry.
Committee on Judiciary, on Senate Bill No. 95, page 280. Chapman.
Minority Committee on Judiciary, on Senate Bill No. 95, page 280. Comstock.
Committee on Judiciary, on Senate Bill No. 192, page 280. Graham.
Committee on Judiciary, on Senate Bill No. 199, page 280. Graham.
Committee on Judiciary, on Senate Bill No. 180, page 281.
Committee on Judiciary, on Senate Bill No. 178, page 281. Traylor.
Committee on Judiciary, on Senate Bill No. 161, page 281. Bell.
Committee on Roads, on Senate Bill No. 187, page 281. Poindexter.
Committee on Agriculture, on Senate Bill No. 33, page 281. Lockridge.
Committee on Judiciary, on Senate Bill No. 189, page 281. Bell.
Committee on Judiciary, on Senate Bill No. 209, page 282. Graham.
Committee on Judiciary, on Senate Bill No. 185, page 282. Traylor.
Committee on Judiciary, on Senate Bill No. 79, page 282. Bell.
Committee on County and Township Business, on Senate Bill No. 84, page 282. White.
Committee on County and Township Business, on Senate Bill No. 115, page 282. White.
Committee on Rights and Privileges, on Senate Bill No. 125, page 282. Shaffer.
Committee on County and Township Business, on Senate Bill No. 124, page 282. White.
Committee on County and Township Business, on Senate Bill No. 166, page 283. Voyles.
Committee on County and Township Business, on Senate Bill No. 22, page 283. Rahm.
Committee on County and Township Business, on Senate Bill No. 42, page 283. White.
Committee on Enrolled Bills, page, 283. Smith.
Committee on Inspection of Journal, page 285. Van Vorhis.
Committee on Swamp Lands, House Joint Resolution, page 286. Bischowsky.
Committee on Elections, page 286. Sayre.
Special Committee, on Senate Bill No. 59, page 286. Van Vorhis.
Special Committee, on Senate Bill No. 67, page 357. Macartney.
Committee on Enrolled Bills, on Senate Bill No. 158, page 366. Smith.
Committee on Enrolled Bills, on Senate Bill No. 158, page 371, Smith.
Committee on Judiciary, on Senate Bill No. 284, page 369. Grubbs.
Committee on Judiciary, on Senate Bill No. 275, page 379. Grubbs.
Committee on Judiciary, on Senate Bill No. 206, page 379. Chapman.
Committee on Revision of Laws, on Senate Bill No. 241, page 302. Henry.
Committee on Education, on Senate Bills Nos. 97, 103, 105, 119, page 302. Owen.
Committee on Education, on Senate Bill No. 139, page 302. Owen.
Committee on Corporations, on Senate Bill No. 131, page 302. Garrigus.
Committee on Public Health, on Senate Bill No. 93, page 302. VanVorhis.
Committee on Military Affairs, on Concurrent Resolution No 7, page 302. Hostetter.
Committee on Military Affairs, on Senate Bill No. 183, page 303. Hostetter.
Committee on Claims, Henry Pressell, page 303. Ristine.
Select Committee on Senate Bill No. 110, page 303. Chapman.

MINORITY REPORT OF—

Committee on Senate Bill No. 18, page 303. VanVorhis.

MAJORITY REPORT OF—

Committee on Senate Bill No. 18, page 304. Marvin.

REPORT OF—

Committee on Enrolled Senate Bill No. 53, page 308. Smith.
Majority Committee on Senate Bill No. 74, page 309. Yancey.
Committee on Claims, page 318.
Committee on Supervision of Journal, page 326. Briscoe.
Committee on Enrolled Bills, on Senate Bill No. 13, page 333. Smith.
Committee on Judiciary, on Senate Bill No. 240, page 337. Traylor.
Committee on Judiciary, on Senate Bills Nos. 159 and 235, page 337. Graham.
Committee on Inspection of Journal, page 337. Davidson.
Committee on Inspection of Journal, page 337. Bischowsky.
Committee on Judiciary, on Senate Bill No. 210, page 337. Traylor.

Committee on Judiciary, on Senate Bill No. 195, page 337. Chapman.
Committee on Judiciary, on Senate Bill No. 239, page 338. Chapman.
Committee on Judiciary, on Senate Bills Nos. 60 and 205, page 338. Grubbs.
Committee on Judiciary, on Senate Bill No. 221, page 338. Brown.
Committee on Judiciary, on Senate Bill No. 51, page 338. Grubbs.
Committee on Revision, on Senate Bill No. 275, page 338. Henry.
Committee on Elections, page 338. Sayre.
Committee on Education, on Senate Bill No. 143, page 338. Owen.
Committee on Temperance, on Senate Bill No. 128, page 339. Ristine.
Committee on Temperance, on Senate Bill No. 30, page 339. Bischowsky.
Committee on Temperance, on Senate Bill No. 30, page 339. Kahlo.
Committee on Railroads, on Senate Bill No. 167, page 339. Graham.
Committee on County and Township Business, on Senate Bills Nos. 193, 98, 230, page 339. White.
Committee on County and Township Business, on Senate Bill No. 25, page 340. White.
Committee on Federal Relations, on Senate Resolution No. 34, page 340. Shaffer.
Committee on Railroads, on Senate Bill No. 145, page 340. Kahlo.
Committee on Roads, on Senate Bills Nos. 220, 224, page 340. Poindexter.
Committee on Mines and Mining, on Senate Bill No. 452, page 341. Bundy.
Committee on Roads, on Senate Bill No. 204, page 341. Lockridge.
Committee on Roads, on Senate Bill No. 207, page 341.
Committee on Roads, on Senate Bill No. 242, page 341. Chapman.
Committee on Mines and Mining, on Senate Bill No. 42, page 341. Bundy.
Committee on Rights and Privileges, on Senate Bill No. 21, page 342. Chapman.
Committee on Prisons, on Senate Bills Nos. 4, 15, page 342. Chapman.
Committee on Railroads, on Senate Bill No. 8, page 342. Voyles.
Committee on County and Township Business, on Senate Bill No. 284, page 342. Voyles.
Committee on Railroads, on Senate Bill No. 56, page 342. Brown.
Committee on Rights and Privileges, on Senate Bill No, 160, page 342. Shaffer.
Committee on Judiciary, on Senate Bill No. 42, page 342. Menzies.
Committee on Railroads, on Senate Bill No. 219, page 343. Foster.
Committee on Corporations, on Senate Bill No. 67, page 343. Hefron.
Committee on Corporations, on Senate Bill No. 67, page 343. Garrigus.
Committee on Suspension and Inspection of Journal, page 379.
Special Committee on Senate Bill No. 18, page 379. Van Vorhis.
Committee on Corporations, on Senate Bills Nos. 164, 246, page 379. Graham.
Committee on Benevolent Institutions, on Senate Bill No. 202, page 379. Van Vorhis.
Committee on Finance, on Senate Bill No. 141, page 380. Davis.
Committee on County and Township Business, on Senate Bill No. 256, page 380. White.
Committee on County and Township Business, on Senate Bill No. 247, page 380. White.
Committee on County and Township Business, on Senate Bill No. 253, page 380. White.
Committee on County and Township Business, on Senate Bill No. 34, page 380. White.
Committee on Corporations, on Senate Bills Nos. 81, 265, page 380. Garrigus.
Committee on Benevolent Institutions, on Senate Bill No. 78, page 380. Ristine.
Committee on Banking, on Senate Bill No. 278, page 380. Macartney.
Committee on Fees and Salaries, on Senate Bill No. 231, page 380. Smith.
Committee on Fees and Salaries, on Senate Bill No. 232, page 380. Smith.
Committee on Fees and Salaries, on Senate Bill No. 268, page 380. Smith.
Committee on Supervision of Journal, page 401. Hutchinson.
Committee on Corporations, on House Bill No. 295, page 403. Garrigus.
Special Committee on Senate Bill No. 252, page 407. Graham.
Special Committee on Senate Bill No. 251, page 407. Voyles.
Special Committee on Revision, on Senate Bill No. 156, page 409. Menzies.
Committee on Organization of Courts, on Senate Bills Nos. 1, 46, page 416. Langdon.
Committee on Organization of Courts, on Senate Bill No. 173, page 473. Langdon.
Committee on Organization of Courts, on Senate Bill No. 61, page 417. Van Vorhis.
Committee on Organization of Courts, on Senate Bill No. 270, page 417. Van Vorhis.
Committee on Organization of Courts, on Senate Bill No. 234, page 417. Compton.
Committee on Organization of Courts, on Senate Bill No. 206, page 417. Bischowsky.
Committee on Organization of Courts, on Senate Bill No. 19. page 417. Coffey.
Committee on Organization of Courts, on House Bill No. 107, page 417. Coffey.
Committee on Organization of Courts, on Senate Bill No. 196, page 419. Langdon.
Committee on Enrolled Bills, on Senate Bill No. 135, page 423. Foster.
Committee on Supervision of Journal, page 427. Lockridge.

Committee on Supervision of Journal, page 444. Hutchinson.
Committee on Supervision of Journal, page 444. VanVorhis.
Committee on Supervision of Journal, page 459. Sayre.
Committee on Supervision of Journal, page 460. Briscoe.
Minority Committee on Railroads, on Senate Bill No. 192, page 476. Spann.
Minority Committee on Railroads, on Senate Bill No. 171, page 479. Graham.
Committee on Suspervision of Journal, page 477. Briscoe.
Committee on Executive Appointments, page 477. Bundy.
Committee on Executive Appointments, on Senate Bills 78, 248, page 477. Bundy.
Select Committee on Senate Bill No. 84, page 477. Van Vorhis.
Committee on Claims, page 479. Ristine.
Committee on Federal Relations, on Senate Bill No. 73, page 292.
Special Committee on Senate Bill No. 186, page 292. Yancey.
Committee on Federal Relations, on Senate Bill No. 73, page 293. Shaffer.
Special Committee on Federal Relations on Senate Bills Nos. 62, 134, page 297.
Committee on Judiciary on Senate Bills Nos. 237, 209, page 301. Grubbs.
Committee on Judiciary on Senate Bill No. 47, page 301. Bell.
Committee on Railroads, on Senate Bill No. 35, page 343. Garrigus.
Committee on Benevolent Institutions, on Senate Bill No. 258, page 343. Urmston.
Committee on Revision of Laws, on Senate Bill No. 275, page 346. Henry.
Special Committee on Home for Soldiers and Seamen, page 482. Bundy.
Committee on Enrolled Bills, page 483. Smith.
Committee on Finance, page 496. Wilson.
Committee on Enrolled Bills, page 496. Smith.
Committee on Education, on Senate Bill No. 255, page 496. Owen.
Committee on Military Affairs, on House Resolution No. 3, page 496. Hostetter.
Committee on Inspection of Journal, page 499. Lockridge.
Joint Special Committee on Prison and Reformatory for Women and Girls, page 504. Chapman.
Committee on Judiciary, on Senate Bills Nos. 50, 280, 281, 506. Grubbs.
Committee on Temperance, on Senate Bill No. 30, page 461. Ristine.
Committee on Supervision of Journal, page 466. Lockridge.
Committee on Judiciary, on Senate Bill No. 189, page 469. Bell.
Committee on Judiciary, on Senate Bills Nos. 254 and 266, page 469. Graham.
Committee on Revision of Laws, on Senate Bill No. 201, page 469. Comstock.
Committee on Judiciary, on Senate Bills Nos. 14 and 77, page 470. Comstock.
Committee on Judiciary, on Senate Bill No. 198, page 470. Traylor.
Majority Committee on Judiciary, on Senate Bill No. 262, page 470. Brown.
Minority Committee on Judiciary, on Senate Bill No. 262, page 470. Chapman.
Committee on Corporations, on Senate Bills Nos. 289 and 20, page 471. Garrigus.
Committee on Corporations, on Senate Bill No. 12, page 471. Garrigus.
Committee on Roads, on Senate Bills Nos. 91 and 181, page 471. Poindexter.
Committee on Roads, on Senate Bill No. 217, page 470. Lockridge.
Committee on Claims, on Senate Bill No. 197, page 474. Ristine.
Committee on Military Affairs, on Senate Bill No. 109, page 474. Hostetter.
Committee on Military Affairs, on Senate Bill No. 227, page 474. Howard.
Committee on Rights and Privileges, on House Bill No. 59, page 474. Shaffer.
Committee on Rights and Privileges, on Senate Bills Nos. 179 and 225, page 474. Shaffer.
Committee on County and Township Business, on Senate Bill No. 282, page 474. White.
Committee on County and Township Business, on House Bill No. 98, page 474. White.
Committee on County and Township Business, on Senate Bill No. 267, page 474. White.
Committee on County and Township Business, on Senate Bill No. 298, page 474. Voyles.
Committee on Temperance, on Senate Bills Nos. 190 and 140, page 475. Ristine.
Committee on Insurance, on Senate Bill No. 277, page 476. Spann.
Committee on Insurance, on Senate Bills Nos. 102 and 159, page 476. Voyles.
Committee on Railroads, on Senate Bill No. 273, page 476. Foster.
Committee on Railroads, on Senate Bill No. 192, page 476. Spann.
Committee on Roads, on Senate Bill No. 194, page 471. Macartney.
Committee on Roads, on Senate Bill No. 123, page 472. Macartney.
Committee on Fees and Salaries, on Senate Bill No. 188, page 472. Majors.
Committee on Benevolent Institutions, on House Bill No. 119, page 472. VanVorhis.
Committee on Agriculture, on Senate Bill No. 118, page 472. Marvin.
Committee on Reformatory Institutions, on House Bill No. 32, page 472. VanVorhis.
Committee on Reformatory Institutions, on Senate Bill No. 250, page 472. VanVorhis.

Committee on Reformatory Institutions, on Senate Bill No. 92, page 473. VanVorhis.
Committee on Agriculture, on Senate Bills Nos. 222 and 264, page 477. Lockridge.
Committee on Public Printing, on Senate Bill No. 121, page 473. Howard.
Committee on Canal Internal Improvement, on Senate Bills Nos. 226 and 214, page 473. Bischowsky.
Committee on Rights and Privileges, on Joint Resolution No. 1, page 474. Garrigus.
Committee on Fees and Salaries, on Senate Bill No. 63, page 474. Sayre.
Committee on Judiciary, on House Bill No. 91, page 506. Grubbs.
Committee on Judiciary on House Bill No. 105, page 506. Comstock.
Committee on Judiciary, on Senate Bill No. 228, page 507. Comstock.
Committee on Finance, on Senate Bill No. 37, page 507. Wilson.
Committee on Judiciary, on Senate Bills Nos. 223 and 294, page 507. Graham.
Committee on County and Township Business, page 25, page 509. Voyles.
Committee on Judiciary, on Engrossed House Bill No. 61, page 509. Chapman.
Committee on Judiciary, on Senate Bills Nos. 113, 284, 287 and 229, page 509. Bell.
Majority Committee on Judiciary, on Senate Bill No. 236, page 510. Bell.
Committee on Judiciary, on Senate Bill No. 306, page 510. Bell.
Committee on Inspection of Journal, page 510. Bell.
Committee on Education, on Senate Bill No. 295, page 510. Owen.
Committee on County and Township Business, on Senate Bills Nos. 274, 314, 312 and 322, page 510. White.
Committee on Finance, on Senate Bill No. 177, page 510. Owen.
Special Committee on House Bill No. 204, page 521. Menzies.
Committee on Judiciary, on Senate Bill No. 318, page 523. Comstock.
Committee on Judiciary, on Senate Bill No. 318, page 523. Grubbs.
Committee on Judiciary, on Senate Bill No. 310, page 523. Chapman.
Committee on Judiciary, on Senate Bill No. 2, page 523, Bell.
Majority Committee on Judiciary, on Senate Bills Nos. 172 and 315, page 524. Graham.
Committee on Judiciary on Senate Bill No. 323, page 524. Traylor.
Committee on Inspection of Journal, page 526. Hutchinson.
Committee on Education, page 526. Owen.
Committee on Claims, page 529. Ristine.
Committee on Claims, page 530. Ristine.
Committee on Enrolled Bills, page 530. Smith.
Committee on Enrolled Bills, page 332. Smith.
Committee on Judiciary, on Senate Bill No. 174, page 532. Grubbs.
Committee on Executive Appointments, page 533. Bundy.
Committee on Supervision of Journal, page 537. Sayre.
Committee on Enrolled Bills, page 544. Smith.
Committee on Enrolled Bills, page 546. Smith.
Special Committee on Daniel Hough Library, page 551. Garrigus.
Committee on Judiciary, on Concurrent Resolution No. 18, page 552. Grubbs.
Committee on Judiciary, on Senate Bill No. 330, page 552. Bell.
Joint Special Committee on Feeble-minded Children, page 555. Bundy.
Committee on Inspection of Journal, page 557. Bischowsky.
Committee on Enrolled Bills, page 560. Smith.
Committee on Enrolled Bills, page 561. Smith.
Special Committee on Constitutional Powers of General Assembly, page 561. Langdon.
Conference Committee, on Senate Bill No. 241, page 563. Chapman.
Committee on Enrolled Bills, page 563. Smith.
Committee on Enrolled Bills, page 567. Smith.
Committee on Enrolled Bills, page 568. Smith.
Committee to Wait on Governor, page 576. Bell.
Committee on Unfinished Business, page 588. Bell.
Committee on Insane Hospital, page 588. Shaffer.
Special Committee, page 593. Viehe.
Committee on Inspection of Journal, page 622. Hutchinson.
Committee on Fees and Salaries, etc., page 598.
Select Committee on House Bill No. 204, page 600. Brown.
Special Committee on Rooms for Senate Committees, page 624. Smith.
Committee on Enrolled Bills, page 626. Smith.
Committee on Insurance, on Senate Bill No. 304, page 627. Wood.
Committee on Education, on Senate Bill No. 117, page 627. Smith.
Committee on Rights and Privileges, on Senate Bills Nos. 258, 301, 313, page 627. Shaffer.

Special Committee on Section 119, page 645. Viehe.
Special Committee on Section 127, page 645. Chapman.
Special Committee on Section 204, page 645. Graham.
Special Committee on Supervision of Journal, page 647. Bischowsky.
Special Committee on Section 204 House Bill, page 650. Sayre.
Special Committee on Section 118 House Bill, page 651. Viehe.
Special Committee on Supervision of Journal, page 661.
Committee on Judiciary, on Senate Bill No. 334, page 661. Grubbs.
Committee on Judiciary, on Senate Bill No. 32, page 674. Chapman.
Committee on Engrossment, on House Bills Nos. 112, 202, page 676. Comstock.
Committee on Engrossment, on House Bills Nos. 134, 124, 198.
Committee on House of Refuge, page 675. Macartney et al.
Committee on County and Township Business, on Senate Bill No. 316, page 673. White.
Committee on Inspection of Journal, page 689. Lockridge.
Committee on Inspection of Journal, page 690. Lockridge.
Committee of Conference, on House Bill No. 204, page 709. Spann.
Committee on Enrolled Bills, page 711. Wilson.
Committee on Inspection of Journal, page 724. Hutchinson.
Committee on Judiciary, on House Bill No. 227, page 724. Grubbs.
Committee on Claims, page 691. Ristine.
Committee on Enrolled Bills, page 696. Wilson.
Committee on Judiciary, on Senate Bill No. 327, page 690. Grubbs.
Committee on Engrossed House Bills Nos. 197, 340, page 690.
Committee on Judiciary, on House Bill No. 191, page 691. Graham.
Committee on Judiciary, on Senate Bill No. 338, page 691. Bell.
Committee on Judiciary, on Senate Bill No. 319, page 678. Comstock.
Committee on Engrossed House Bill No. 196, page 674. Comstock.
Engrossed Senate Bill No. 101, page 675. Comstock.
Committee on Inauguration of Governor, page 42. Chapman.
Committee on Temperance, on Senate Bills Nos. 233 and 302, page 676. Ristine.
Special Committee on House Bill No. 34, page 661. VanVorhis.
Select Committee on House Bill No. 204, page 665. Garrigus.
Committee on Organization of Courts, on Senate Bill No. 17, page 613. Bischowsky.
Committee on Claims, on claim of John Martin, page 690.
Committee on Rights and Privileges, on Senate Bill No. 291, page 691. Shaffer.
Committee on Enrolled Bills, page 754. Wilson.
Committee on Inspection of Journal, page 756. Briscoe.
Committee on Railroads, on House Bill No. 53, page 757. Foster.
Committee on Revision, on House Bill No. 237, page 757. Menzies.
Majority Committee on Finance, on House Bill No. 422, page 759. Davis.
Special Committee in relation to Senate Bill No. 325, page 767. Menzies.
Special Committee in relation to Senate Bill No. 325, page 767. Bell.
Special Committee in relation to Senate Bill No. 325, page 768. Comstock.
Majority Report, page 768. Bell.
Majority Committee on Fees and Salaries, page 770. Owen.
Majority Committee on Supervision of Journal, page 771. Sayre.
Majority Committee on Fees and Salaries, on House Bill No. 271, page 771. Smith.
Majority Committee on Corporations, on Senate Bill No. 285, page 772. Garrigus.
Special Committee on Section 250, Senate Bill No. 325, page 725. VanVorhis.
Special Committee on Section 251, Senate Bill No. 325, page 728. Brown.
Conference Committee, page 736. Voyles.
Committee on Judiciary, on Senate Bill No. 325, page 738. Grubbs.
Committee on Prisons, on Senate Bill No. 215, page 738. Chapman.
Special Committee on Senate Bill No. 274, page 738. Ristine.
Committee on Inspection of Journal, page 742. Bischowsky.
Committee on Railroads, on House Bill No. 462, page 742. Spann.
Special Committee on Section 360 of Senate Bill No. 325, page 745. Brown.
Select Committee on Section 371 of Senate Bill No. 325, page 747. Bell.
Special Committee, page 753. Viehe.
Committee on Railroads, on House Bill No. 141, page 753. Kahlo.
Committee on Enrolled Bills, page 753. Smith.

Committee on Corporations, on Senate Bill No. 307, page 772. Garrigus.
Committee on Corporations, on Senate Bill Nos. 324, 349, 292, page 773. Garrigus.
Committee on Township Business, on Senate Bill No. 340, page 773. White.
Committee on Township Business, on House Bill No. 36, page 773. Voyles.
Committee on Railroads, on House Bills Nos. 126, 66, 143, page 776. Garrigus.
Committee on Corporations, on Senate Bill No. 311, page 776. Garrigus.
Committee on Roads, on House Bill No. 176, page 776. Lockridge.
Committee on Inspection of Journal, page 782. Lockridge.
Special Committee on Section 284, page 783. Viehe.
Committee on Finance, on House Bill No. 422, page 786. Leeper.
Committee on Executive Appointments, page 786. Bundy.
Special Committee on Senate Bill No. 132, page 790. Wood.
Committee on Supervision of Journal, page 793. Hutchinson.
Committee on Phraseology, page 795. Traylor.
Committee on Phraseology, on Engrossed Senate Bill No. 141, page 798. Henry.
Committee on Phraseology, on Engrossed Senate Bill No. 326, page 798. Traylor.
Committee on Enrolled Bills, Senate Bills Nos. 299, 331, page 799. Smith.
Committee on Inspection of Journal, page 806. Davidson.
Committee on Conference, on Senate Bill No. 271, page 807. Viehe.
Committee on Inspection of Journal, page 814.
Special Committee on House Bill No. 36, page 818.
Special Committee on Senate Bills Nos. 364, 366, page 819. Grubbs.
Special Committee on Engrossed House Bill 378, page 820. Voyles.
Committee on Prisons, on Senate Bill No. 332, page 828, Benz.
Committee on Enrolled Bills Nos. 164, 205, 330, page 820. Smith.
Special Committee on House Bill No. 237, page 834. Menzies.
Committee on Supervision of Journal, page 835. Hutchinson.
Committee on Insurance, on Senate Bill No. 368, page 839. Spann.
Committee on Judiciary, House Bill No. 207, page 839. Traylor.
Special Committee on Senate Bill No. 359, page 839. Langdon.
Committee on Judiciary, on Joint Resolutions Nos. 7, 6, page 840. Grubbs.
Committee on Judiciary, on Engrossed House Bill No. 238, page 840. Grubbs.
Committee on Judiciary, on Senate Bills Nos. 200, 261, page 840. Grubbs.
Committee on Judiciary, on House Bill No. 140, page 840. Shaffer.
Committee on Judiciary, on House Bill No. 81, page 840. Graham.
Committee on Senate Bills Nos. 342, 345, page 840. Comstock.
Committee on Senate Bill No. 353, page 840. Graham.
Committee on House Bills Nos. 142, 69, page 840. Graham.
Committee on House Bill No. 435, page 840. Brown.
Special Committee on House Bill No. 367, page 849. Comstock.
Special Committee on Section 177 of Senate Bill No. 351, page 853. Compton.
Committee on Inspection of Journal, page 854. Bischowsky.
Committee on Engrossed Bills, on Senate Bill 276, page 854. Henry.
Committee on Benevolent Institutions, on House Bill No. 102, page 861. Van Vorhis.
Committee on Inspection of Journal, page 862. Sayre.
Committee on Judiciary, on Senate Bill No. 343, page 863. Bell.
Committee on Enrolled Bills, page 863. Wilson.
Committee on Enrolled Bills, page 864. Wilson.
Committee on Enrolled Bills, pages 865, 878. Smith.
Committee on Phraseology of Bills, page 876. Traylor.
Committee on Finance, page 876. Foster.
Committee on Supervision of Journal, page 877. Briscoe.
Committee on Revision, on House Bills Nos. 219, 392, page 879. Comstock.
Committee of Conference, on Senate Bill No. 25, page 879. White.
Committee on Revision, on Joint Resolution No. 14, page 880. Viehe.
Committee of Conference, page 885. Van Vorhis.
Committee on Judiciary, Joint Resolutions Nos. 15, 17, page 890. Brown.
Committee on Engrossed House Bill No. 370, page 892. Wilson.
Committee on Railroads, on House Bill No. 432, page 892. Graham.
Committee on Judiciary, on Joint Resolution No. 7, page 893. Grubbs.
Committee on Phraseology, on House Bill No. 370, page 894. Henry.
Committee on Phraseology, on Senate Bill No. 223, page 894.
Conference Committee on House Bill No. 36, page 898.

Committee on Phraseology of Bills, on Senate Bill No. 227, page 899. Traylor
Committee on Inspection of Journal, page 900. Davidson.
Committee on Enrolled Bills, page 900. Smith.
Committee on Section 71 of House Bill No. 367, page 902. Chapman.
Committee on Revision, on House Bill No. 392, page 902. Grubbs.
Committee on Judiciary, on House Bill No. 220, page 906. Chapman.
Committee on Enrolled Bills, on Senate Bill No. 214, page 913. Wilson.
Committee on Agriculture, on House Bills Nos. 48, 195, page 914. Marvin.
Committee on Supervision of Journal, page 915. Lockridge.
Special Committee, page 916. Bell.
Committee on Enrolled Bills, page 918. Smith.
Committee on Organization of Courts, on Senate Bill No. 31, page 919, Coffey.
Committee on County and Township Business, on House Bills Nos. 229, 231, page 919. White.
Special Committee on House Bill No. 147, page 919. Kramer.
Special Committee on House Bill No. 293, page 919, Comstock.
Committee on Phraseology, page 921. Keiser.
Committee on Judiciary, on Senate Bill No. 371, page 921. Grubbs.
Committee on Claims, page 921. Grubbs.
Special Committee on Senate Bill No. 8, page 925. Hefron.
Committee on Inspection of Journal, page 928. Hutchinson.
Committee on Enrolled Bills, on Senate Bill No. 327, page 934. Smith.
Committee on Section 92, page 938. Viene.
Committee on Section 206 of House Bill No. 367, page 940. Henry,
Committee on Enrolled Bills, on Senate Bills Nos. 16, 349, page 941. Wilson.
Special Committee on House Bill No. 487, page 942. Henry.
Special Committee on House Bill No. 397, page 942. Bell.
Special Committee on Senate Bill No. 109, page 942. Langdon.
Committee on Corporations, on House Bill No. 88, page 942. Garrigus.
Committee on Judiciary, on House Bill No. 334, page 942. Graham.
Committee on Roads, on House Bill No. 143, page 942. Marvin.
Committee on Temperance, on Senate Bill No. 350, page 943. Ristine.
Special Committee on House Bill No. 520, page 943. Ristine.
Committee on Rights and Privileges, on Senate Joint Resolution, page 943. Shaffer.
Committee on Enrolled Bills, on Senate Bill No. 300, page 945. Smith.
Committee on Enrolled Bills, on Senate Bills Nos. 232, 374, page 951. Wilson.
Committee on County and Township Business, on Senate Bill No. 365, page 952. White.
Committee on Finance, on House Bill No. 136, page 952. Wilson.
Committee on House Bill No. 437, page 957. Langdon.
Conference Committee, page 962. Wilson.
Committee on Enrolled Bills, page 970. Wilson.
Conference Committee, on House Bill No. 36, page 971. Van Vorhis.
Committee on Enrolled Bills, on Senate Bill No. 217, page 983. Wilson.
Committee on Inspection of Journal, page 990. Lockridge.
Committee on Inspection of Journal, page 990. Van Vorhis.
Committee on Inspection of Journal, page 1000. Hutchinson.
Committee on Enrolled Bills, on Senate Bill No. 212, page 1007. Smith.
Committee on Organization of Courts, on Senate Bill No. 352, page 1012. Langdon.
Committee on Enrolled Bills, page 1016. Smith.
Committee on Inspection of Journal, page 1020. Sayre.
Committee on Enrolled Bills, page 1022. Smith.
Committee on Judiciary, on House Bills Nos. 199, 192, Senate Bill No. 308, page 1024. Brown.
Committee on Enrolled Bills, on Senate Bill No. 16, page 1029. Smith.
Committee on Enrolled Bills, on Senate Bill No. 73, page 1034. Smith.
Committee on Enrolled Bills, on Senate Bill No. 246, page 1037. Smith.
Committee on Enrolled Bills, on Senate Bill No. 306, page 1045. Smith.
Committee on Enrolled Bills, on Senate Bill No. 306, page 1045. Smith.
Committee on Enrolled Bills, page 1048, Smith.
Committee on Enrolled Bills, on Senate Bill No. 97, page 1050. Wilson.
Committee on Enrolled Bills, on House Bill No. 199, page 1055. Smith.

SENATE BILLS.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
1	Bell	101	Organization of Courts	416				
2	Briscoe	102	Railroads	523 201		508	525 508	Passed.
3	Brown	102	One from each Cong'l District.	143	199	355	365	
4	Chapman		Prisons	342 212				
5	Compton		Mines and Mining	341	393	491	492	Passed.
6	Comstock		Special Committee	72	72	73	73	
7	Foster		Education	295	296	296	296	
8	Hefron		Railroads	925 342				
9	Langdon		Education					
10	Leeper		Rights and Privileges	142	161	169	169	
11	Lockridge		Judiciary	187 155	165			
12	Menzies	64			65	65	65	
13	Rahm		Education	227	315	331		
14	Sayre		Judiciary	470				
15	Shaffer	66	Prisons	342 212				
16	Smith	66	Corporations	224	314	330	330 365	
17	Traylor		Judiciary	673 156	165	258	258	
18	Van Vorhis	66	Special Committee	304 379	392	490	490	Passed.
19	Urmston	67	Judiciary	417 127				
20	Voyles	67	Judiciary	506 471				
21	Wilson	75	Prisons	342				
22	Yancey	76	County and T'p Business	283	322			
23	Woollen	76	Judiciary	181	187	211	211	
24	Wilson	76	Swamp Lands	215		488	488	Passed.
25	White	76	County and T'p Business	509 540		529 490	529 490	Passed. Failed.
26	Voyles	76	Federal Relations	228	254			
27	Van Vorhis	76	Judiciary	156	165	217	217	
28	Spann	76	Judiciary	155	165	217	217	
29	Smith	77	Military Affairs					
30	Shaffer	77	Temperance	339		501	502	Failed.
31	Ristine	77	Organization Courts	919				
32	Poindexter	77	Corporations	674 201	213	213	516 214	
33	Menzies	78	Agriculture	281	322	348	349	Failed.
34	Keiser	78	County and T'p Business	380				
35	Kahlo	78	Railroads	343	777			
36	Hefron	78	Judiciary	156	165	212	213	
37	Hart	80	County and T'p Business	507 223	283 230			
38			Education	226	318			
39	Comstock	81	Benevolent Institutions	142	161	197	197	
40	Compton	81	County and T'p Business	283	322			
41	Coffey	81	Organization Courts	222		257	257	
42	Chapman	81	Mines and Mining	342 341	840 772			
43	Bundy	81	Judiciary	240 127	295 138			
44	Brown	81	Judiciary	155	166	212	212	
45	Briscoe	81	Judiciary	167 155				
46	Bischowsky	82	Judiciary	416				
47	Benz	82	Federal Relations	301 223	253	270		
48	Bischowsky	86	Education	214				
49	Briscoe	87	Swamp Lands	221	294			
50	Bundy	87	Corporations	223	228	229	229	

SENATE BILLS—CONTINUED.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
51	Foster	87	Judiciary	338	777			
52	Leeper	87	Education	224		332	332	
53	Rahm	87	Corporations	140	140	140	141	
54	Ristine	89	Roads		200	253	330	
55	Smith	89	Roads					
56	Poindexter	89	Railroads	342	776			
57	Spann	89	Corporations	221	253	326	326	
58	Urmston	89	Fees and Salaries	193	253	327		
59	Van Vorhis	89	Special Committee	286				
60	Viehe	90	Judiciary	388 263				
61	Wilson	90	Organization of Courts	417				
62	Comstock	91	Judiciary	182 127	387 139			Bill 155 Sub.
63	Sayre	91	Fees and Salaries	474				
64	Owen	91			94		94	
65	Urmston	91	Federal Relations	245	313			
66	Brown	92	Judiciary	155	167			
67	Kramer		Corporations	354	357	357	357	
68		93	Judiciary	156	167			
69	Foster	95	Health and Vital Statistics					
70	Rahm	95	Federal Relations	224	294			
71	Menzies	95	Judiciary	200				
72	Voyles	95	County and T'p Business	221	315	331	331	
73	Benz	96	Rights and Privileges	293	322	350	350	Passed.
74	Yancey	112	Public Health	309	392	521	521	Passed.
75		112	Swamp Lands	274	368	497	498	Passed.
76		112	Judiciary	155	168	216	216	
77	Brown	113	Judiciary	470				
78				477 380				
79	Comstock	114	Judiciary	282	370	499	500	Passed.
80	Foster	114	Railroads					
81	Grubbs	121	Judiciary	219 380 911	914 740		914	Passed.
82	Grubbs		Judiciary	274	385	503	503	Passed.
83	Hefron	121	Judiciary	275 242	385			
84	Hostetter	121	County and T'p Business	282	386	511	512	Passed.
85	Howard	121	Judiciary	275	369			
86	Kramer	122	Military Affairs	142	161	170	170	
87	Langdon	122	Judiciary	222	320			
88	Owen	124	Corporations	962 222 254				
89	Poindexter	124	Agriculture					
90	Spann	124	Judiciary	275	370			
91	Shaffer	124	Roads	471				
92	Urmston	125	Benevolent Institutions	473				
93	Van Vorhis	125	Public Health	302 143	187	258	416	
94	White	125	Judiciary	863				
95	Woollen	125	Judiciary	280	328			
96	Briscoe	125	Judiciary	241	295			
97	Bundy	125	Education	302	388	532	523	Passed.
98	Compton	126	County and T'p Business	339				
99	Foster	126	Roads					
100	Chapman	126	Railroads					
101	Hart	128	County and T'p Business	934 243	313			
102	Grubbs	129	Judiciary	476 140	862			
103	Henry	129	Judiciary	302	389	515	515	Passed.
104	Kramer	129	Education	245	313	333	333	
105	Poindexter	129	Education	302	388			
106	Sayre	130			130	130	131	
107	Smith	131	Agriculture					
108	Kahlo	131	Judiciary	219	230	257	257	
109	Langdon	132	Military Affairs	942 474				
110	Van Vorhis	134	Special Committee	303	372	490	490	Passed.

SENATE BILLS—CONTINUED.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
111	Voyles	134	Corporations	.....	320	.....	.....	
112	Woods	134	Benevolent Institutions	.....	.....	.....	.....	
113	Yancey	134	Judiciary	509	.....	.....	.....	
114	Bell	134	Judiciary	317 214	.....	351	351	Passed.
115	Benz	134	County and T'p Business	282	.....	.....	.....	
116	Chapman	134	Judiciary	180	198	198	198	
117	Coffey	136	Education	627	.....	.....	.....	
118	Davis	136	Agriculture	472	.....	.....	.....	
119	Foster	136	Education	302	369	494	494	Passed.
120	Comstock	137	Judiciary	.....	.....	.....	.....	
121	Henry	145	Public Printing	473	.....	.....	.....	
122	Howard	145	Judiciary	181 188	188	.....	.....	
123	Davidson	145	County and T'p Business	472	.....	.....	.....	
124	Kramer	145	County and T'p Business	282	387	.....	.....	
125	Menzies	153	Rights and Privileges	282	.....	.....	.....	
126	Majors	157	Judiciary	241	319	.....	.....	
127	Marvin	157	Education	.....	.....	.....	.....	
128	Poindexter	158	Temperance	339	.....	.....	.....	
129	Poindexter	158	Judiciary	219	318	.....	.....	
130	Spann	158	County and T'p Business	221	253	328	328	
131	Wilson	158	Corporations	302	230	491	491	Passed.
132	Woods	158	Canals and Int'l Improvem'ts	796 221	367	500	815 500	Passed.
133	Yancey	159	Judiciary	240	319	.....	.....	
134	Bell	.....	Special Committee	183	388	.....	.....	Sub. 155.
135	Briscoe	159	Swamp Lands	182 202 163	.....	202	203	
136	Bundy	159	Railroads	159	168	.....	.....	
137	Coffey	.....	Judiciary	240	320	.....	.....	
138	Davis	159	Elections	.....	.....	.....	.....	
139	Foster	160	Education	302	392	502	571	Lost.
140	Hostetter	.....	Temperance	475	.....	352	353	Passed.
141	Kramer	160	Judiciary	380 221	779	.....	.....	
142	Macartney	163	Judiciary	241	368	495	496	Passed.
143	Rahm	163	Judiciary	388 219	774	.....	.....	
144	Shaffer	163	Benevolent Institutions	219 227	318	.....	.....	
145	Spann	163	Railroads	840	.....	.....	.....	
146	Van Vorhis	163	Benevolent Institutions	.....	.....	.....	.....	
147	Wilson	164	Executive Appointments	276	314	333	334	
148	Wood	164	Judiciary	241	.....	.....	.....	
149	Langdon	164	Banks	227	254	261	261	
150	Coffey, by request	164	Judiciary	240	320	.....	.....	
151	Henry	165	Corporations	220	230	260	260	
152	Langdon	182	.....	.....	292	826	.....	Re. Com
153	Viehe	184	.....	.....	292	327	327	Re. Com
154	Viehe	184	.....	.....	292	.....	.....	
155	Menzies	184	.....	.....	292	327	328	Re. Com.
156	Menzies	184	.....	409	.....	516 328	516	Re. Com.
157	Langdon	184	.....	.....	.....	351	351	Re. Com.
158	Langdon	184	.....	298	239	239	239	
159	Menzies	184	Insurance	337 476	.....	.....	499	
160	Urmston	185	.....	342	.....	.....	.....	
161	Spann	185	.....	281	372	499	499	Passed.
162	Van Vorhis	185	Judiciary	222	253	262	263	
163	Voyles	185	Judiciary	241	320	.....	.....	
164	Chapman	185	Corporations	379	628	740	740	Passed.
165	Garrigus	185	Corporations	220	230	256	256	
166	Hutchinson	186	County and Tp Business	283	323	.....	.....	
167	Kahlo	186	Railroads	339	.....	.....	.....	
168	Comstock	.....	.....	194	292	335	335	Passed.
169	Comstock	.....	.....	194	293	358	359	Passed.
170	Rahm	194	Judiciary	386	.....	.....	.....	
171	Spann	194	Railroads	.....	.....	.....	.....	
172	Woods	194	Judiciary	524	.....	.....	.....	
173	Benz	194	Organization of Courts	407	780	.....	.....	

SENATE BILLS—CONTINUED.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
174	Chapman	196	Judiciary	532	386	514		
175	Henry	197	County and Tp Business	243	321	352	352	Passed.
176			Railroads	201	780 253	271	271	
177	Langdon	243	Finance	510	628	741	741	Passed.
178	Langdon	243	Judiciary	281	371			
179	Langdon	244	Rights and Privleges	474				
180	Viehe	244	Judiciary	281	387	494	494	Passed.
181	Viehe	244	Roads	471	862			
182	Foster	244	Railroads					
183	Lockridge	245	Military Affairs	303	388	495	495	Passed.
184	White,	245	Judiciary					
185	Wilson	245	Judiciary	282	392			
186	Yancey		Special Committee	292	323	466	466	
187	Bell	246	Roads	281	418	530	531	Failed.
188	Bundy	246	Roads	472				
189	Chapman	246	Judiciary	189 281	322			
190	Coffey	246	Temperance	475	781			
191	Compton	246	Railroads	781	781			
192	Comstock	247	Judiciary	476 474 280	369	488	488	Passed.
193	Davis	247	County and T'p Business	339				
194	Garrigus	247	Roads	471				
195	Hutchinson	247	Judiciary	337	774			
196	Keiser	247	Organization of Courts	419				
197	Voyles	247	Claims					
198	Comstock	248	Judiciary	470	777	836	837	Passed.
199	Ristine	248	Judiciary	280	370	497	497	Passed.
200	Bell	248	Revision	840 276	772			
201	Urmston	251	Revision	469				
202	Van Vorhis,	251		379				
203	Voyles	251	Fees and Salaries					
204	Yancey	251	Roads	341				
205	Bell	251	Judiciary	338	764	764	764	Passed.
206	Coffey	252	Judiciary	417 379	393			
207	Compton	252	Railroads	341	861			
208	Hefron	252	Elections					
209	Hostetter	252	Judiciary	301 282	388	513	513	Passed.
210	Graham	252	Judiciary	337				
211	Henry	273	Judiciary	468	468	468	468	
212	Menzies	273				359	359	
213	Menzies	273			321	332	332	Passed.
214			Swamp Lands	499	321	516	517	Passed.
215			State Prisons	738	321			
216					348 321			
217	Shaffer	277	Roads	471	549	549	550	Passed.
218	White	277	Education					
219	Kahlo	277	Education	343	628	741		
220	Wood		Roads	340	627			
221	Woollen	278	Judiciary	338	774			
222	Bundy	278	Agriculture	473				
223	Chapman	278	Judiciary	894 507	864			
224	Compton	278	Roads	340	864			
225	Coffey	289	Rights and Privileges	496				
226	Hostetter	289	Canals					
227	Hostetter	289	Military Affairs	363	863			
228	Kahlo	289	Judiciary	507				
229	Kramer	289	Judiciary	509	774			
230	Macartney	290	County and T'p Business	339	773			
231	Rahm	290	Fees and Salaries					
232	Ristine	862 290	Fees and Salaries	862	875	875	875	Passed.
233	Sayre	290	Finance	676				Request.
234	Van Vorhis	291	Courts					
235	Yancey	291	Judiciary	337	773			
236	Chapman	291	Judiciary	510				

SENATE BILLS—CONTINUED.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
237	Compton	291	Judiciary	301				
238	Brown	294	Railroads					
239	Menzies	299	Judiciary	338	826			Re. Com.
240	Viehe	299	Judiciary	337				Re. Com.
241	Henry	304		302		489	513 489	Failed.
242	Comstock	304		341				
243	Langdon	305						Request.
244	Leeper	305	Elections					
245	Menzies	305				489	489	Passed.
246	Van Vorhis	305	Corporations	800	800	800	800	Passed.
247	Voyles	305	Benevolent Institutions					
248	Yancey	305	Executive Appointments					
249	Bell	306	Judiciary					
250	Bischowsky	306	Benevolent Institutions					
251	Briscoe	306	Special Committee					Request.
252	Bundy	306	Roads					
253	Chapman	306	County and T'p Business					
254	Compton	306	Judiciary					
255	Langdon	306	Education and Finance					
256	Kramer	307	County and T'p Business					
257	Garrigus	307	Education					
258	Graham	307	Benevolent Institutions	627 343	775			
259	Foster	309	Roads					
260	Garrigus	309	Education					
261	Rahm	309	Public Health					
262	Traylor	310	Judiciary					
263	Voyles	310	Judiciary					
264	Wilson	310	Agriculture					
265	Compton	310	Corporations					
266	Davis	310	Judiciary					
267	Sayre	310	County and T'p Business					
268	Leeper	312	Fees and Salaries					
269	Majors	316	Judiciary		818			Request.
270	Spann	326	Courts	780	780	823	823	Failed.
271		335			336	485	497	Passed.
272	Brown	336	Railroads					
273	Voyles	336	Railroads	782	782			
274	Hart	336	County and T'p Business	738 510 375	739 674	739	739	Passed.
275				338				Revisi'n.
276	Comstock	346	Judiciary		777	826	826	Passed.
277	Menzies	346	Insurance					
278	Kramer	346	Banks		642	722	722	Passed.
279	Kahlo	864 546	Judiciary					
280	Howard	347	Judiciary	506				
281	Menzies for Rahm	347	Judiciary	840 506	904	927	927	Passed.
282	Sayre	347	County and T'p Business					
283	Traylor	347	Judiciary					
284	Yancey	347	Judiciary	509	527	527	528	Passed.
285	Compton	348	Corporations	772				
286	Coffey	348	Fees and Salaries					
287	Grubbs	348	Judiciary	509				
288	Menzies	381	Revision					
289	Bell	381	Corporations	471	776	1011	1011	Passed.
290	Bell	381	Corporations	776	777			
291	Chapman	381	Rights and Privileges	691				
292	Coffey	381	Corporations	773				
293	Graham	381	Temperance					
294	Grubbs	382	Judiciary	507				
295	Leeper	382	Education	510				
296	Traylor	382	Fees and Salaries					
297	White	382	Education					
298	Menzies		County and T'p Business	475	485		486	Failed.
299	Kahlo		Special Committee			721	721	Passed.
300					736	737	737	Passed.
301	Benz	478	Rights and Privileges	627				Request.
302	Brown	478	Temperance	676				Request.
303	Chapman	479	Railroads					
304	Coffey	479	Insurance	627				

SENATE BILLS—CONTINUED.

Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
age.		Page.	Page.	Page.	Page.	
196	Judiciary	532	386	514	.....	
197	County and Tp Business	243	321	352	352	Passed.
.....	Railroads	201	780 253	271	271	
243	Finance	510	628	741	741	Passed.
243	Judiciary	281	371	.....	.....	
244	Rights and Privileges	474	.....	.....	.....	
244	Judiciary	281	387	494	494	Passed.
244	Roads	471	862	.....	.....	
244	Railroads	.....	.....	.....	.....	
245	Military Affairs	303	388	495	495	Passed.
245	Judiciary	.....	.....	.....	.....	
245	Judiciary	282	392	.....	.....	
.....	Special Committee	292	323	466	466	
246	Roads	281	418	530	531	Failed.
246	Roads	472	.....	.....	.....	
246	Judiciary	189 281	322	.....	.....	
246	Temperance	475	781	.....	.....	
246	Railroads	781	781	.....	.....	
247	Judiciary	476 474 280	369	488	488	Passed.
247	County and T'p Business	339	.....	.....	.....	
247	Roads	471	.....	.....	.....	
247	Judiciary	337	774	.....	.....	
247	Organization of Courts	419	.....	.....	.....	
247	Claims	.....	.....	.....	.....	
248	Judiciary	470	777	836	837	Passed.
248	Judiciary	280	370	497	497	Passed.
248	Revision	840 276	772	.....	.....	
251	Revision	469	.....	.....	.....	
251	.....	379	.....	.....	.....	
251	Fees and Salaries	.....	.....	.....	.....	
251	Roads	341	.....	.....	.....	
251	Judiciary	338	764	764	764	Passed.
252	Judiciary	417 379	393	.....	.....	
252	Railroads	341	861	.....	.....	
252	Elections	.....	.....	.....	.....	
252	Judiciary	301 282	388	513	513	Passed.
252	Judiciary	337	.....	.....	.....	
273	Judiciary	468	468	468	468	
273	.....	.....	.....	359	359	
273	.....	.....	321	332	332	Passed.
.....	Swamp Lands	499	321	516	517	Passed.
.....	State Prisons	738	321	.....	.....	
.....	.....	.....	348 321	.....	.....	
277	Roads	471	549	549	550	Passed.
277	Education	.....	.....	.....	.....	
277	Education	343	628	741	.....	
.....	Roads	340	627	.....	.....	
278	Judiciary	338	774	.....	.....	
278	Agriculture	473	.....	.....	.....	
278	Judiciary	894 507	864	.....	.....	
278	Roads	340	864	.....	.....	
289	Rights and Privileges	496	.....	.....	.....	
289	Canals	.....	.....	.....	.....	
289	Military Affairs	363	863	.....	.....	
289	Judiciary	507	.....	.....	.....	
289	Judiciary	509	774	.....	.....	
290	County and T'p Business	339	773	.....	.....	
290	Fees and Salaries	.....	.....	.....	.....	
462	Fees and Salaries	862	875	875	875	Passed.
290	Finance	676	.....	.....	.....	Request.
291	Courts	.....	.....	.....	.....	
291	Judiciary	337	773	.....	.....	
291	Judiciary	510	.....	.....	.....	

Number.	By Whom Introduced.
237	Compton
238	Brown
239	Menzies
240	Viehe
241	Henry
242	Comstock
243	Langdon
244	Leeper
245	Menzies
246	Van Vorhis
247	Voyles
248	Yancey
249	Bell
250	Bischowsky
251	Briscoe
252	Bundy
253	Chapman
254	Compton
255	Langdon
256	Kramer
257	Garrigus
258	Graham
259	Foster
260	Garrigus
261	Rahm
262	Traylor
263	Voyles
264	Wilson,
265	Compton
266	Davis
267	Sayre
268	Leeper
269	Majors
270	Spann
271	.....
272	Brown
273	Voyles
274	Hart
275	.....
276	Comstock
277	Menzies
278	Kramer
279	Kahlo
280	Howard
281	Menzies for Rah
282	Sayre
283	Traylor
284	Yancey
285	Compton
286	Coffey
287	Grubbs
288	Menzies
289	Bell
290	Bell
291	Chapman
292	Coffey
293	Graham
294	Grubbs
295	Leeper
296	Traylor
297	White
298	Menzies
299	Kahlo
300	.....
301	Benz
302	Brown
303	Chapman
304	Coffey

SENATE BILLS—CONTINUED.

Number.	By Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
		Page.		Page.	Page.	Page.	Page.	
237	Compton	291	Judiciary	301				
238	Brown	294	Railroads					
239	Menzies	299	Judiciary	338	826			Re. Com.
240	Viehe	299	Judiciary	337				Re. Com.
241	Henry	304		302		489	513 489	Failed.
242	Comstock	304		341				
243	Langdon	305						Request.
244	Leeper	305	Elections					
245	Menzies	305				489	489	Passed.
246	Van Vorhis	305	Corporations	800	800	800	800	Passed.
247	Voyles	305	Benevolent Institutions					
248	Yancey	305	Executive Appointments					
249	Bell	306	Judiciary					
250	Bischowsky	306	Benevolent Institutions					
251	Briscoe	306	Special Committee					Request.
252	Bundy	306	Roads					
253	Chapman	306	County and T'p Business					
254	Compton	306	Judiciary					
255	Langdon	306	Education and Finance					
256	Kramer	307	County and T'p Business					
257	Garrigus	307	Education					
258	Graham	307	Benevolent Institutions	627 343	775			
259	Foster	309	Roads					
260	Garrigus	309	Education					
261	Rahm	309	Public Health					
262	Traylor	310	Judiciary					
263	Voyles	310	Judiciary					
264	Wilson	310	Agriculture					
265	Compton	310	Corporations					
266	Davis	310	Judiciary					
267	Sayre	310	County and T'p Business					
268	Leeper	312	Fees and Salaries					
269	Majors	316	Judiciary		818			Request.
270	Spann	326	Courts	780	780	823	823	Failed.
271		335			336	485	497	Passed.
272	Brown	336	Railroads					
273	Voyles	336	Railroads	782	782			
274	Hart	336	County and T'p Business	738 510	739 674	739	739	Passed.
275				375 338				Revisi'n.
276	Comstock	346	Judiciary		777	826	826	Passed.
277	Menzies	346	Insurance					
278	Kramer	346	Banks		542	722	722	Passed.
279	Kahlo	864 546	Judiciary					
280	Howard	347	Judiciary	506				
281	Menzies for Rahm	347	Judiciary	840 506	904	927	927	Passed.
282	Sayre	347	County and T'p Business					
283	Traylor	347	Judiciary					
284	Yancey	347	Judiciary	509	527	527	528	Passed.
285	Compton	348	Corporations	772				
286	Coffey	348	Fees and Salaries					
287	Grubbs	348	Judiciary	509				
288	Menzies	381	Revision					
289	Bell	381	Corporations	471	776	1011	1011	Passed.
290	Bell	381	Corporations	776	777			
291	Chapman	381	Rights and Privileges	691				
292	Coffey	381	Corporations	773				
293	Graham	381	Temperance					
294	Grubbs	382	Judiciary	507				
295	Leeper	382	Education	510				
296	Traylor	382	Fees and Salaries					
297	White	382	Education					
298	Menzies		County and T'p Business	475	485		486	Failed.
299	Kahlo		Special Committee			721	721	Passed.
300					736	737	737	Passed.
301	Benz	478	Rights and Privileges	627				Request.
302	Brown	478	Temperance	676				Request.
303	Chapman	479	Railroads					
304	Coffey	479	Insurance	627				

SENATE BILLS—CONTINUED.

Whom Introduced.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
	Page.		Page.	Page.	Page.	Page.	
ıpton	479	Fees and Salaries					
ıstock	479	Judiciary	570	627	722	722	Passed.
ham	479	Corporations	772				
bbs	479	Railroads	1024				
tetter	480	County and T'p Business					
gdon	480	Judiciary	523				
per,	480	Corporations	776	780	813	813	Passed.
artney	480	County and T'p Business	570				
per	480	Rights and Privileges	627				
ine	480	County and T'p Business	510	912			
e	480	Judiciary	524				
ın	481	Insurance	673				
rlor	481	Judiciary	523	781			
rlor	481	Temperance	523				
ıston	481	Revision Committee	673				
te	481	Fees and Salaries					
ffer	484	Agriculture	911				
les	484	County and T'p Business	510				
on	484	Judiciary	524				
ıston	484	Corporations	773				
	494		494	494	801	804	Passed.
pman	506			506	785	785	Passed.
			690	776	828	828	Passed.
ls	519			520	520	520	Passed.
ds	520	Fees and Salaries					
	520	Judiciary	525	763	763	763	Passed.
rlor	522			523	523	523	Passed.
coe	534	Prisons	820				
gdon	548			548	548	549	Passed.
ry	609	Judiciary	661	609			
ıston	618	County and T'p Business					Request.
ry	626	Agriculture	911				
ıer	660	Railroads					
ıe	661	Judiciary	863				
	695	Probate Affairs	690				
;etter	695	County and T'p Business	773	773	899	899	Passed.
;er	695	County and T'p Business					
dy	695	Judiciary	840				
stock	695	Judiciary	863				
ldson	695	Roads					
artney	696	Judiciary	840				
m	696	Public Health					
ry	696	Education					
ne	696	Military					
e	697	Corporations	773	842	842	842	Passed.
fer	697	Special Committee	943				
	816			816	847	847	Passed.
gdon	756	Organization of Courts	1012				
bbs	777	Judiciary	840				
ard	778	Corporations	958				
ıer	779				925	925	Passed.
Vorhis	779	Judiciary					
hinson	779	Agriculture					
le	780	Finance					
y	780	Organization of Courts	839	861			
n	786	Prisons	1064				NoAct'n.
hinson	786	Prison	1064				NoAct'n.
ry	794	Corporations	958				
stock	794	Judiciary					
er	814	Special Committee	819	823	823	824	Passed.
on	814	County and T'p Business	952				
lo	814	Special Committee	819	824	824	824	Passed.
ne	825	Special Committee					
man		Insurance	839	843	843	843	Passed.
	849			985			
in	849	Special Committee		874	874	874	Passed.
man	861	Judiciary	921				
ls	885	Organization of Courts					
man	887	Benevolent Institutions	911	926	926	926	Passed.
lor	887			887	887	887	Passed.
er	958	Special Committee	964	1007	1007	1007	Passed.
on	958						
	1019			1019	1019	1019	Passed.

Number.	First Reading.	To
	Page.	
1	131	
120	131	
27	160	
16	200	
39	375	
61	375	
9	376	
34	376	
107	376	
132	376	
32	377	
98	377	
66	377	
71	377	
105	377	
119	377	
123	377	
91	378	
23		
12	383	
295	383	
284		
204		
422	528	
309	547	
280	550	
19	555	
453	617	
340	625	
50	65	
112	65	
205	65	
194	65	
191	65	
122	65	
192	65	
69	65	
201	65	
271	65	
200	65	
7	65	
65	65	
141	65	
199	65	
48	65	
17	65	
435	65	
53	65	
101	65	
102	65	
81	65	
88	65	
340	65	
126	65	
134	65	

HOUSE BILLS.

Number.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
	Page.		Page.	Page.	Page.	Page.	
1	131	.....	.....	69	69	70	Passed.
130	131	.....	131	132	132	132	Passed.
27	160	Judiciary	280	378	.....	.....	
16	200	Judiciary	263	714	356	.....	
39	375	Corporations.....	958	.....	.....	.....	
61	375	Judiciary.....	501	.....	820	820	Passed.
79	376	Rights and Privileges	474	770	.....	.....	
34	376	Special.....	.....	742 714	948	948	Failed to pass.
107	376	Organization of Courts.....	539 417	.....	539	540	Passed.
132	376	Education.....	.....	.....	.....	.....	
82	377	Reformatory Institutions	472	535	536	536	Passed.
98	377	County and T'p Business	475	.....	.....	.....	
66	377	Corporations.....	776	.....	.....	.....	
71	377	Judiciary.....	469	771	.....	.....	
105	377	Judiciary.....	506	534	534	535	Passed.
119	377	Benevolent Institutions.....	472	742 713	949	949	Failed to pass.
123	377	Corporations.....	.....	.....	.....	.....	
91	378	Judiciary.....	1040 506	714	890	1040 905	Passed. Failed.
23	.....	.....	.....	378	518	519	Passed.
12	383	Corporations.....	471	534	538	539	Passed.
295	383	Corporations.....	403	404	404	404	
284	.....	.....	521	.....	.....	.....	
204	.....	.....	.....	556	556	667 666	Passed. No quorum voting.
422	528	.....	786 759	787	.....	841 821	
309	547	.....	.....	547	549	549	Passed.
280	550	.....	.....	550	550	550	Passed.
19	556	.....	.....	555	555	555	Failed.
453	617	.....	.....	617	617	617	Passed.
340	628	Judiciary.....	.....	699	699	700	Passed.
50	654	Rights and Privileges.....	.....	.....	.....	.....	
112	654	Judiciary.....	676	.....	.....	.....	
205	654	Benevolent Institutions.....	912	1024	1025	1025	Passed.
194	654	Education.....	.....	.....	.....	.....	
191	655	Judiciary.....	691	.....	.....	.....	
122	655	County and T'p Business	736	739	740	740	Passed.
192	655	Judiciary.....	.....	.....	.....	.....	
69	655	Judiciary.....	.....	.....	.....	.....	
201	655	Judiciary.....	.....	.....	.....	.....	
271	655	Fees and Salaries.....	886 771	817	1002	1021 1004	Passed.
200	656	Judiciary.....	771	771	.....	.....	
7	656	.....	.....	.....	.....	.....	
65	656	.....	.....	700	700	741 700	Passed. No quorum voting.
141	656	Railroads.....	753	819	.....	.....	
199	656	Judiciary.....	1024	.....	.....	.....	
48	657	Agriculture	915	.....	.....	.....	
17	657	Organization of Courts.....	.....	897	897	897	Passed.
485	657	Judiciary.....	840	.....	.....	.....	
53	657	Judiciary.....	757	860	911	911	Passed.
101	657	Judiciary.....	771	771	.....	.....	
102	657	Benevolent Institutions.....	861	861	.....	.....	
81	657	Claims.....	840	1010	1010	1010	Passed.
88	658	Corporations.....	942	.....	.....	.....	
340	658	Judiciary.....	690	.....	.....	.....	
126	658	Railroads.....	776	966	.....	.....	
134	658	Railroads	691	942	976	976	Passed.

HOUSE BILLS—CONTINUED.

Number.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
	Page.		Page.	Page.	Page.	Page.	
196	658	Judiciary	674	742			
124	658	Judiciary	958 691			1009	Passed.
202	658	Judiciary	676				
46	658	County and T'p Business					
197	659	Judiciary	690	770			
172	659	Railroads					
193	659	Agriculture	962				
195	659	Agriculture	915				
227	659	Judiciary	724				
140	659	Rights and Privileges	840	966	1039	1039	Passed.
237	659	Revision	834 757	776	828	835	Passed.
316				714	947	948	Passed.
175	723			723	723	723	Passed.
83					724	724	No quorum.
462		Railroads	742	742	836 816	836 816	Passed.
176	725	Roads	776		817	817	Passed.
36	752	Agriculture	818 773	773	818	818	Passed.
370	769	Special Committee of Three	892				
97				771			
486	775	Special	832	912	1026	1027	Passed.
207	775	Judiciary	839	966			
220	775	Judiciary	906				
238	775	Judiciary	840				
143	781	Roads	942 776	964			
273			780				
311	781	Fees and Salaries	974	974	976	976	Passed.
266	781		910	927	927	927	Passed.
117			781	781			
322	788		919				
225	800	Special Committee of Three	935	973		1020	Passed.
239	812			812		813	Passed.
378		Special	885 820	836	885	886	Passed.
317					815	815	Passed.
136	832	Agriculture	952	966	1005	1005	Passed.
306	837			838	838	839	Passed.
367	849			849	941	944	Passed.
248	852	Judiciary					
51	853	Education	958				
273				853			
359	854	Rights and Privileges	934	940	940	940	Passed.
310	859	Agriculture	965 911	965	1004	1004	Passed.
334	860	Judiciary	942				
147	860	Special Committee of Three	919	968		1020	Passed.
219	860	Revision of Laws	1038 879		906	906	Passed.
329	964 860	Revision of Laws	995				
338	860	Revision of Laws					
231	860	County and T'p Business	919				
229	860	County and T'p Business	919				
251	860						
355	860			860			
433	861	Judiciary					
264	861						
432	862	Railroads	892				
369							
392		Revision of Laws	902 880				
351					886	888	Passed.
305	889			889	889	889	Passed.
155	889	Agriculture	934 921				
138	889	Railroads					
370				893	894	895	Passed.
487	910	Special Committee of Three	942	1044	1048	1048	Passed.
520	910	Special Committee of Three	943	967			

HOUSE BILLS—CONTINUED.

Number.	First Reading.	To What Committee Referred.	Reported Back.	Second Reading.	Third Reading.	Vote on Passage.	Action.
	Page.		Page.	Page.	Page.	Page.	
77	910	Special Committee of Three...	958	.....	.....	.....	
397	912	Special Committee of Three...	942	.....	.....	.....	
375	912	Judiciary.....	.....	.....	.....	.....	
298	.....	.....	919	.....	.....	.....	
129	926	Benevolent Institutions.....	965 952	.....	1010	1011	Passed.
494	934	Insurance	.....	.....	.....	.....	
376	935	Special Committee of Three...	.....	.....	.....	.....	
457	939	Corporations.....	958	969	969	969	Passed.
224	942	Judiciary.....	996	1014	1014	1028 1014	Passed second vote. Failed.
150	942	Agriculture	968	.....	.....	.....	
45	942	Special Committee of Three...	.....	.....	.....	.....	
407	992	Judiciary without reading....	996	992	1031 992	1032 992	Passed.
288	952	.....	.....	1023	1023	1023	Passed.
437	977	.....	957	977	1004	1004	Passed.
254	.....	Judiciary.....	958	.....	.....	.....	
171	984	Special Committee of Three...	996	1056	1056	1056	Passed.
428	966	.....	.....	.....	967	967	Passed, const. rules susp.
117	.....	.....	.....	.....	.....	.....	
479	997	.....	.....	1006	1006	1006	Passed.
393	.....	.....	.....	.....	999	999	Passed.
448	.....	.....	.....	.....	999	1000	Passed.
414	1013	.....	.....	1013	987	1031	Passed.
489	.....	.....	.....	1022	1022	1022	Passed.
307	1024	.....	.....	1024	1024	1024	Passed.
525	1027	.....	.....	1027	1027	1028	Passed, const. rules susp.
241	1030	.....	.....	1030	.....	1030	Passed, const. rules susp.
469	1032	.....	.....	1032	1032	1032	Passed, const. rules susp.
282	.....	Special	1033	.....	.....	.....	
510	.....	.....	.....	.....	1039	1040	Passed.
489	1050	.....	.....	1050	.....	.....	
531	1054	.....	.....	1054	1054	1054	Passed, const. rules susp.
421	1055	.....	.....	1055	1055	1055	Passed, const. rules susp.